

June 14, 2006

Donald K. Williams

Bayou DeSiard Lake Restoration Commission

Judith C. Hardegee James H. Jones
Kimberly A. Leija Michael P. McMahan
George W. Mouk Wilmer Waive Self
Kim M. Tolson

Boxing & Wrestling Commission

Patrick C. McGinity

Capitol Area Ground Water Conservation District

Zahir "Bo" Bolourchi Barry P. Brewer
George T. Cardwell Keith L. Casanova
Roland T. Jackson Harold W. Kirby
Jerome "Jerry" M. Klier Jens A. Rummeler
John C. Steib Samuel Keith Stoma
Ronald J. Usie

Capitol Area Human Services District

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Cemetery Board

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John W. Wilbert, Jr.

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Phyllis M. Pool

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Citizens Property Insurance Corporation Board of Directors

Leander Peter Henry, III Chester Lee Mallett

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Community and Technical Colleges, Board of Supervisors

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Cosmetology, Board of

Karen Peters Hutchison

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Peter L. Peterson

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Lynn J. Philippe

Developmental Disabilities Council

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Billie Ruth Kvaternik Jerry L. Phillips
Debra S. Seaux Philip G. Wilson

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Janet F. Pope Pamela Romero

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Sen. Joel T. Chaisson, II James E. Champagne
Rep. Carla Dartez Michael Duffy
Michael Harson Victor E. Jones, Jr.
John LeBlanc Hamilton Hudson Lemoine

Murphy J. Painter
Clement Story, III

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Charles W. Tapp

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James W. Nickel George L. Sirven

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David Latona Dianne M. Lindstedt
Jean May-Brett Mary Kathleen F. Nichols
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Herbert V. Baptiste, Sr. Judge John W. Greene
Henry C. Perret, Jr.

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Terry P. Hardouin Michael J. LeBas
Wallace R. Treadaway, Jr.

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Ronald Blereau Jeanine M. Dutt
Roni Jo Frazier Alan L. Loosley
William Clinton Snell

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Donald North Jerri G. Smitko
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John Kelly Grand Bayou Reservoir District

Jo Courtney Lawson

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Lewis J. Faucheux, Jr. Claude Todaro

Lafourche Basin Levee District

Lauthaught A. Delaney

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Harry C. Hank

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New Orleans Expressway, Greater

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Michael H. Woods

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Red River Parish Port Commission

Joe F. Taylor

Red River Waterway Commission

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Nellie Stokes Perry
Bonnie Y. Wise
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Tommy Ellis
Mitchell L. Granger
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James Wallace

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Mayor James Mayo
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Glenray P. Trahan
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Edward H. Wild

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Seafood Promotion and Marketing Board

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Serve Commission, La

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Cade Cole
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Dr. E. Joseph Savoie
Alvin Cavalier
David Martin
James Robertson

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Stadium and Exposition District

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Danny K. Cottonham

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John Raymond Williams

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Karen McKinney
Karl Randall Noel
Leroy Sullivan
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Jeremy "Chad" Deshotel
Steven Hackworth
Eugene Ray Kothe
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Albert Byron Johnson
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Wildlife & Fisheries Commission

Patrick C. Morrow

Women's Policy and Research Commission

Phyllis Mouton
Susan Sewall

Worker's Compensation Corporation

Barbara Fagan
Byron Craig Thomson

June 14, 2006

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

June 13, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 685—
BY SENATOR ELLINGTON**AN ACT**

To amend and reenact R.S. 22:672 (A) and (C)(2) and to repeal R.S. 22:672(E), relative to insurance coverage for vehicle towing and storage; to prohibit an insurer from assuming legal title of a motor vehicle unless the insurer assumes any covered towing and storage charges which are owed pursuant to the insurance policy; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House**CONCURRING IN SENATE CONCURRENT RESOLUTIONS**

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 125—
BY SENATOR MURRAY**A CONCURRENT RESOLUTION**

To direct the Louisiana State Law Institute the study the potential legal effects of granting recognition in full faith and credit or comity to the judgments of Indian tribal courts in this state, and to report its findings to the Louisiana Legislature prior to February 1, 2007.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 127—
BY SENATOR BROOME**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals to study the practicality and feasibility of enrolling clinical social workers as providers in the Louisiana medical assistance program.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 129—

BY SENATOR SCHEDLER AND REPRESENTATIVE TUCKER AND SENATORS ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SHEPHERD, SMITH,

THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To commend the humanitarian efforts of the citizens of the United States of America and of the nations around the world who contributed to the rescue and recovery of this state after the devastation resulting from hurricanes Katrina and Rita; to express the heartfelt and unceasing gratitude of those affected by the tragedy; to convey the sentiment that "Louisiana Thanks You!" for each and every act of kindness bestowed upon the state; and to extend an open invitation to come experience, firsthand, Louisiana's hospitality and renewal.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATOR CHAISSON AND REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To recognize the achievements of Curtis T. Johnson, Sr. and to express the sincere condolences of the Legislature of Louisiana to his family upon his passing.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 133—

BY SENATORS BAJOIE, ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES BRUNEAU, K. CARTER AND SCALISE

A CONCURRENT RESOLUTION

To commend Antoine Dominique "Fats" Domino for his exceptional and unique rock 'n roll singing style and to designate June 19, 2006, as "Fats" Domino Day in Louisiana.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House**HOUSE CONFEREES APPOINTED**

June 13, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 89 by Senator Dupre:

Representatives Pitre, Quezaire and Alario.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House**HOUSE CONFEREES APPOINTED**

June 13, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 482 by Senator McPherson:

Representatives Durand, McDonald and John Smith.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 240 by Representative Greene, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Greene, Quezaire and Downs.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 699 by Representative Montgomery, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Montgomery, Pinac and Strain.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1204 by Representative Quezaire, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Quezaire, St. Germain and Erdey.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1229 by Representative Baudoin, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Baudoin, Pierre and Odinet.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

June 14, 2006

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 2—
BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY
AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 24—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 26:81(C)(1) and (D) and 281(C)(1)(a) and (2), (D), and (F), relative to the limitations on the location of a business with an alcoholic beverage permit; to require the restrictions prohibiting an establishment within a specified distance of any correctional facility housing inmates, including a halfway house; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 54—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 44:9(J), relative to expungement or destruction of criminal records; to provide a procedure for the destruction of certain expunged arrest records; to provide for applicability; to provide with respect to the rights of a person having an arrest record destroyed; to provide for retroactive application; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 79—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 27:311.9, relative to the licensing and operation of video draw poker devices; to provide for an exemption from processing fees for new video poker license applications when there is a transfer of ownership among subsidiaries and the corporate structure of a licensee changes; to provide for applicability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 153—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:975(G)(1) and R.S. 44:4.1(B)(24) and to enact Part X-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1001 through 1014, relative to the Prescription Monitoring Program Act; to provide for the denial, revocation, suspension, or termination of a license; to provide for a short title; to provide for the purpose and definitions; to provide relative to the establishment of the prescription monitoring program; to provide for the creation of the advisory council; to provide for the reporting of prescription monitoring information; to provide for access to prescription monitoring information; to provide relative to education and treatment; to provide for unlawful acts; to provide for data analysis; to provide relative to reporting to the legislature; to provide relative to the authority to promulgate rules and regulations; to provide relative to the authority to contract; to provide relative to funding authority; to provide for severability; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 194—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 23:643, relative to wages; to establish a graduated increase in minimum wage for state employees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 217—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 27:306(A)(4)(d), relative to the Video Draw Poker Devices Control Law; to provide that the requirements for qualified truck stop facilities are suspended if the property upon which the qualified truck stop facility is located is expropriated by the state or its political subdivisions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 277—
BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Reported without amendments.

HOUSE BILL NO. 290—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:219(C), relative to unlawful solicitation of employment for legal representation by an attorney; to increase the penalties for unlawful solicitation for legal representation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 293—
BY REPRESENTATIVES STRAIN, E. GUILLORY, KATZ, MCDONALD, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAYLOR, BRUCE, BURNS, CAZAYOUX, CRAVINS, CROWE, CURTIS, DAMICO, DARTEZ, DEWITT, DORSEY, DOVE, DURAND, FANNIN, FARRAR, FAUCHEUX, FRITH, GRAY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, JACKSON, KENNEY, LABRUZZO, MARTINY, MONTGOMERY, PIERRE, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON
AN ACT

To amend and reenact R.S. 40:1299.1(A)(1) and (3) and to enact R.S. 40:1299.1(A)(5), relative to genetic testing for newborns; to add to the tests required to be performed on newborns; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 308—
BY REPRESENTATIVES KLECKLEY, ALEXANDER, BADON, BALDONE, BARROW, BAYLOR, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRAVINS, CROWE, CURTIS, DARTEZ, DORSEY, DURAND, FANNIN, FAUCHEUX, FRITH, GEYMAN, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HOPKINS, JACKSON, JOHNS, KATZ, KENNEY, LAFONTA, LAMBERT, MCDONALD, MORRELL, MORRIS, PIERRE, PINAC, M. POWELL, T. POWELL, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALKER, WHITE, AND WINSTON AND SENATORS MOUNT, ROMERO, AND THEUNISSEN
AN ACT

To enact R.S. 49:220.5(F) and (G), relative to the Louisiana Recovery Authority; to provide for certain duties of the Louisiana Recovery Authority; to require certain plans, assessments, and reports; to provide for the content of such plans, assessments, and reports; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 329—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 15:571.11(L)(1)(a)(introductory paragraph) and (b) and to enact R.S. 15:571.11(L)(1)(c) and (d), relative to distribution of bond forfeitures; to provide for distribution of monies collected from bond forfeitures in the parishes of Iberia and St. Martin; to provide for the percentage of distribution of monies collected to specific entities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 397—
BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 36:458(B), (C), (D), (E), and (F), relative to the offices, purposes, and functions of the Department of Revenue; to modify certain provisions to reflect the agency's current organizational structure and functions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 406—
BY REPRESENTATIVE DANIEL
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize the investment of a portion of the Medicaid Trust Fund for the Elderly in equities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

June 14, 2006

HOUSE BILL NO. 408—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 46:1606(B) and (D) and to enact R.S. 46:1606(F) and 1608(F), relative to councils on aging; to provide for the distribution of funds to parish councils on aging in the event of a disaster; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 426—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 27:308(H), relative to the Video Draw Poker Devices Control Law; to provide for a seventy-two-hour notice to the device owner prior to disabling any video draw poker device; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 436—

BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 49:331, relative to public funds; to require commercial couriers who transport public funds to furnish a fidelity bond; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 529—

BY REPRESENTATIVE WALKER
AN ACT

To enact Part X of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3081, relative to Avoyelles Parish; to authorize the governing authority of the parish, subject to voter approval, to establish and collect a mosquito abatement service charge or rates of service charges; to provide for collection and use thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 553—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact Children's Code Articles 661, 698, and 708 and to enact R.S. 15:283(E), relative to the presence of individuals at adjudications, case reviews, permanency hearings, and court proceedings; to provide for persons who may be present at adjudication hearings, case reviews and permanency hearings; to provide with respect to protected persons and testimony taken outside of a court room; to amend the definition of protected persons to include victims of crime who are fourteen years of age or younger or who have a developmental disability or mental retardation; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 553 by Representative Hebert

AMENDMENT NO. 1

On page 2, between lines 11 and 12, insert " * * * "

HOUSE BILL NO. 607—

BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 39:1367(E)(2)(b)(iii) and to enact R.S. 39:1367(E)(2)(b)(iv), relative to state debt; to exclude from the definition of net state tax supported debt certain bonds, notes, certificates, reimbursement obligations, or other evidences of indebtedness issued to provide relief from the natural

catastrophe caused by Hurricanes Katrina and Rita or issued in connection with the financing and funding of the state's account in the Unemployment Trust Fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 657—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact Section 1 and to repeal Section 2 of Act No. 453 of the 2005 Regular Session of the Legislature, which authorizes the state of Louisiana to forgive certain debt due to the state from the Sabine River Authority; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 658—

BY REPRESENTATIVE SALTER
AN ACT

To authorize and provide for the acceptance of the donation of certain property in Sabine Parish to the state of Louisiana, through the Department of Culture, Recreation and Tourism; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 686—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:100.21, relative to state funds; to extend the effective date of the 2004 Overcollections Fund until June 30, 2007; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 714—

BY REPRESENTATIVES GALLOT, BALDONE, CURTIS, FANNIN, HILL, KENNEY, MONTGOMERY, ODINET, AND JANE SMITH
A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D) of the Constitution of Louisiana, to increase the maximum amount of the severance tax on certain natural resources which is remitted to parish governing authorities; to provide an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 728—

BY REPRESENTATIVES LAMBERT, CAZAYOUX, AND MCDONALD
AN ACT

To amend and reenact R.S. 47:481 and to enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to certain state highways; to create the State Highway Improvement Fund as a special fund in the state treasury; to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 767—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 15:921(A), to enact R.S. 39:100.25 and 100.26, and to repeal R.S. 15:921(D), relative to state funds; to create the FEMA Reimbursement Fund; to create the State Emergency Response Fund; to provide for the deposit, investment, use, and appropriation of monies in the FEMA Reimbursement Fund and the State Emergency Response Fund; to provide for the deposit of certain funds into the Youthful Offender Management Fund; to repeal the cap on the Youthful Offender Management Fund; to provide for an effective date;

and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 772—

BY REPRESENTATIVES CROWE, BRUCE, DOWNS, FRITH, KENNEY,
LAFLEUR, MORRISH, JACK SMITH, ST. GERMAIN, AND STRAIN
AN ACT

To amend and reenact R.S. 29:726(E)(20), 729(E)(13), and 733.1 and to enact R.S. 3:2365 and R.S. 29:726(E)(21) and 729(E)(14), relative to the creation of a pet disaster operation plan and registration system; to provide for the Louisiana Pet Registry; to provide for registration requirements; to provide relative to identification numbers; to provide relative to fees; to provide additional authorities and responsibilities to the office of homeland security and emergency preparedness and to parish homeland security and emergency preparedness agencies relative to a disaster operation plan for service animals and household pets; to provide for limitation of liability of emergency personnel and owners and operators of facilities used for shelter of household pets and service animals in emergencies; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 778—

BY REPRESENTATIVES HUNTER, BAUDOIN, AND THOMPSON
AN ACT

To enact R.S. 9:315.26 and R.S. 32:708.1, relative to child support; to provide for the collection of past due child support; to authorize the filing of liens on motor vehicles owned by a party owing past due support; to provide procedures for the filing of judgments; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 782—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 33:1448(S), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs throughout the state and certain employees of other entities; to provide restrictions on eligibility to receive the benefit of having the premium cost of group insurance; to require a retiree or prospective retiree to retire directly from the sheriff's office or other designated entities in order to be eligible for the benefit; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 849—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact Children's Code Articles 1569(B) and 1570.1 and R.S. 46:2135(B) and 2136.1, relative to domestic abuse assistance; to provide for protective orders; to reduce the time periods for hearings; to provide for the payment of attorney fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 971—

BY REPRESENTATIVES QUEZAIRE, DANIEL, DOVE, DOWNS, ERDEY,
M. GULLORY, KATZ, KENNARD, SMILEY, AND TUCKER AND
SENATOR ELLINGTON
AN ACT

To enact R.S. 32:1504(D), relative to regulation of motor carriers; to authorize the secretary of the Department of Public Safety and Corrections to enter into certain agreements; to provide for certain limitations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 979—

BY REPRESENTATIVE E. GULLORY
AN ACT

To amend and reenact R.S. 49:220.5(C)(3), relative to the Louisiana Recovery Authority; to provide for the use of minority-owned businesses in certain recovery-related activities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1017—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 11:403(5)(a) and (b)(i) and 441(B), to enact R.S. 11:421(I) and 471(F), and to repeal R.S. 11:531(A)(1)(b), relative to the Louisiana State Employees' Retirement System; to provide relative to average compensation; to provide relative to computation of service credit; to provide with respect to benefits for part-time employees; to provide for a retired member's minor children to receive certain benefits upon his death; to repeal provisions for monthly reports of base pay; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1028—

BY REPRESENTATIVE HOPKINS
AN ACT

To enact R.S. 42:808(A)(11) and 851(Q), relative to state group benefits programs; to provide that certain former members of the legislature shall be eligible for group benefits programs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1064—

BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 47:103(D), 306(A)(4), 337.18(A)(4) and 1514, relative to extension of time to file returns and pay state taxes; to provide for an extension of time to file returns and pay state taxes; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1096—

BY REPRESENTATIVE LAFLEUR
AN ACT

To enact R.S. 13:782(I)(4)(d), relative to clerks of courts; to provide that any clerk of court in office for fifty or more years shall be deemed certified under the certification requirements; to provide that such clerk shall not be required to personally attend renewal certification courses; to provide that such clerk shall designate an employee of his office to attend certification courses on his behalf; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1153— (Substitute for House Bill No. 549 by Representative Hopkins)

BY REPRESENTATIVES HOPKINS, CAZAYOUX, AND WADDELL
AN ACT

To enact R.S. 14:102.21, relative to offenses affecting public sensibility; to create the crime of harboring or concealing an animal which has bitten or inflicted serious bodily injury to a human; to provide for penalties; to provide for definitions; to provide for reports; and to provide for related matters.

Reported without amendments.

June 14, 2006

HOUSE BILL NO. 1172—
BY REPRESENTATIVES TUCKER AND SCALISE
AN ACT

To enact R.S. 38:2182 and R.S. 39:1518.1 and 1658, relative to public contracts and procurement; to require certain information be furnished with respect to certain contracts let during a state of emergency; to provide for notification to contractors; to provide for the maintenance of a list or registry of such information; to provide for the crime of failure to submit such required information; to provide for penalties; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1186—
BY REPRESENTATIVE ALARIO
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2006-2007; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1208—
BY REPRESENTATIVE ALARIO
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for the 2005-2006 Fiscal Year; to establish certain special treasury funds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1209—
BY REPRESENTATIVES ALARIO, CAZAYOUX, DEWITT, GALLOT, SALTER, TOOMY, AND TOWNSEND AND SENATORS CHAISSON, HINES, LENTINI, AND MARIONNEAUX
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1215—
BY REPRESENTATIVE ALARIO
AN ACT

To amend and reenact Section 13 of Act No. 465 of the 2005 Regular Session of the Legislature as amended by Act No. 20 of the 2006 First Extraordinary Session of the Legislature, relative to revenue sharing; to provide for certain parish allocations for Fiscal Year 2005-2006; to provide with respect to the distribution of certain revenue sharing allocations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1244—
BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJOEI, FIELDS, JONES, AND HEITMEIER
AN ACT

To appropriate funds for Fiscal Year 2006-2007 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

Reported without amendments.

HOUSE BILL NO. 1260—
BY REPRESENTATIVE M. POWELL
AN ACT

To amend and reenact R.S. 14:38.2(A)(2) and R.S. 17:416(A)(1)(c)(vii)(aa), (bb), and (cc), relative to assault on a school employee; to define the crime of assault on a school employee; to provide for the discipline of public elementary and secondary school pupils found guilty of certain offenses involving assault on a school employee; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1274—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 1:55(E)(1)(b) and to enact R.S. 1:55(E)(5), relative to holidays for the clerk of court's office of a district court, parish court, and city court and holidays of all the courts; to authorize a clerk of court to close his office when an emergency has been declared by either the governor or the local governing authority; to provide clarification for the holidays of courts generally; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1275—
BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 15:85(3)(d), relative to bond forfeitures; to require a defendant to reimburse the clerk of court for postage and expenses associated with mailing out required notices; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1311—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 26:2(12) and 71(A)(3)(c), 241(12), and 271(A)(4) and (5) and to enact R.S. 26:71(A)(3)(d), 71.2, 271(A)(6), and 271.3, relative to permits to engage in the business of dealing in beverages of high or low alcoholic content; to provide for a Retail Class C-Package Store permit; to provide for a fee for the permit; to define "Class C-Package Store"; to define Package House-Class B; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1315—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 4:715(A)(2)(b) and (B)(2), 724(B)(9), and 740(B) and to enact R.S. 4:724(B)(10) and (J) and 740(D), relative to charitable gaming; to provide for the number of electronic video bingo machines which may be operated at a licensed establishment; to provide for limitations on the times electronic video bingo machines may be operated; to provide with respect to the beginning of bingo sessions; to provide with respect to payment of paid workers working at charitable gaming sessions; to prohibit persons under the age of twenty-one from operating electronic video bingo machines; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1364— (Substitute for House Bill No. 50 by Representative Thompson)
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 14:103(B) and to enact R.S. 14:103(A)(7) and (8), relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace relative to funerals; to provide for additional penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1386— (Substitute for House Bill No. 808 by Representative Hopkins)

BY REPRESENTATIVE HOPKINS
AN ACT

To enact Part VII of Chapter 17 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:2501, relative to animal control agency officers; to authorize the appointment of certain animal control officers by parish governing authorities in certain parishes; to provide for qualifications; to provide for enforcement powers; to provide for P.O.S.T. certification; to provide for limitations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1387— (Substitute for House Bill No. 1009 by Representative Toomy)

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 26:2(10) and (17), 85, 142, and 359(B), (C), (D), (E), and (G), to enact R.S. 26:2(21) and (22) and 71(A)(6) and (7), and to repeal Part II-A of Chapter 2 of Title 26 of the Louisiana Revised Statutes of 1950, comprised of R.S. 26:321 through 327, and R.S. 26:341(A)(5) and (B), relative to wine producers under the Alcoholic Beverage Control Law; to provide for definitions; to provide for permits; to authorize a wine producer to sell or serve its product at retail directly to consumers at its winery, at specified other locations, and to directly ship to consumers in Louisiana; to authorize the selling and direct shipment of sparkling or still wine directly to a consumer in Louisiana by a manufacturer or retailer domiciled outside of the state or by a wine producer domiciled inside or outside of the state; to provide for exceptions requiring shipment to a wholesaler; to repeal all provisions of Louisiana's Native Wine Law; to repeal provisions providing for an excise or license tax on native wines; to repeal provisions providing for an additional tax on manufacturers or retailers of sparkling wine or still wine domiciled outside the state who directly ship to a consumer within the state; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1403— (Substitute for House Bill No. 1318 by Representative Harris)

BY REPRESENTATIVES HARRIS AND RICHMOND
AN ACT

To enact Code of Criminal Procedure Article 334.1, relative to bail; to provide that a person arrested for a felony offense involving a firearm shall not be released on their own recognizance; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Senate and Concurrent Resolutions on Second Reading

The following Senate and Concurrent Resolutions were read and acted upon as follows:

SENATE RESOLUTION NO. 115—

BY SENATOR MCPHERSON
A RESOLUTION

To direct the division of administration, state land office, to make accessible to the public information on the inventory of state water bottoms, including access to any maps or interactive programs showing public lands or water bottoms.

On motion of Senator McPherson, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 119—

BY SENATOR MARIONNEAUX
A RESOLUTION

To commend Leslie S. Kleinpeter upon being selected as Senior High School Teacher of the Year for 2006 in West Baton Rouge Parish and to recognize her innovative teaching skills.

On motion of Senator Marionneaux, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 120—

BY SENATOR BROOME
A RESOLUTION

To urge and request the Senate Committee on Insurance to meet and to study the feasibility of requiring insurance companies to cover surgical treatment for morbid obesity and to report its findings to the legislature prior to the beginning of the 2007 Regular Session of the Louisiana Legislature.

On motion of Senator Broome, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 121—

BY SENATOR QUINN
A RESOLUTION

To urge and request the Senate Committee on Senate and Governmental Affairs to study and make recommendations to certain exceptions to the Code of Governmental Ethics.

On motion of Senator Quinn, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 131—

BY SENATOR QUINN
A CONCURRENT RESOLUTION

To establish the Property Insurance Task Force to study property insurance issues; to provide for the membership of the task force; and to provide that the task force report its findings to the legislature, with any recommendations for legislation, prior to the next regular session.

The resolution was read by title. Senator Quinn moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Schedler
Cravins	Lentini	Smith
Duplessis	Malone	Ullo

Total - 30

NAYS

Total - 0

June 14, 2006

ABSENT

Boasso	Gautreaux N	Romero
Cheek	Jones	Shepherd
Dardenne	Kostelka	Theunissen
Total - 9		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 134—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Board of Regents and the nursing boards to work together to expand nursing programs in order to alleviate the nursing shortage crisis that exists in Louisiana.

On motion of Senator McPherson, the resolution was read by title and returned to the Calendar, subject to call.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

June 13, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 296—
BY REPRESENTATIVE PINAC

A CONCURRENT RESOLUTION

To urge and request the Louisiana Manufactured Housing Commission to encourage and facilitate the procurement and administrative function inherent in supplying Louisiana citizens with factory built residential dwellings, built to federal or state construction standards, for the purpose of increasing competition and availability statewide.

HOUSE CONCURRENT RESOLUTION NO. 297—
BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To urge and request the Department of Agriculture and Forestry not to implement the minimum ethanol requirements if the requirements will increase the price of gasoline by more than two cents per gallon.

HOUSE CONCURRENT RESOLUTION NO. 298—
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency and the Substance Abuse and Mental Health Services Administration to support program flexibility within the federal Crisis Counseling Assistance and Training Program.

HOUSE CONCURRENT RESOLUTION NO. 299—
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the Louisiana congressional delegation to urge the Substance Abuse and Mental Health Services Administration to support programmatic flexibility within the federal Crisis Counseling Assistance and Training Program.

HOUSE CONCURRENT RESOLUTION NO. 300—
BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of U.S. Highway 61 and Louisiana Highway 3274 in Gramercy, Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 301—
BY REPRESENTATIVE WALKER AND SENATOR HINES

A CONCURRENT RESOLUTION

To commend Frank Stronach of Canada for his extraordinary generosity to the citizens of Louisiana following the hurricanes of 2005.

HOUSE CONCURRENT RESOLUTION NO. 302—
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To commend the staff members of Charity Hospital for their extraordinary selflessness and bravery during and following Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 303—
BY REPRESENTATIVES BOWLER AND LABRUZZO

A CONCURRENT RESOLUTION

To commend Rob Pugliese and the students of Northern Valley Regional High School in Demarest, New Jersey, for their assistance to Louisiana after Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 304—
BY REPRESENTATIVE MARCHAND

A CONCURRENT RESOLUTION

To authorize and request the secretary of state to add to the information required to be provided to the public by R.S. 18:18(A)(8) during the annual official state voter registration week information regarding the procedures for a registered voter to change his address, the differences between mailing address and residential address for purposes of voter registration and voting absentee by mail, eligibility to vote absentee by mail, and procedures for voting absentee by mail.

HOUSE CONCURRENT RESOLUTION NO. 305—
BY REPRESENTATIVES QUEZAIRE, BEARD, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, M. GUILLORY, HUTTER, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST. GERMAIN, AND TUCKER

A CONCURRENT RESOLUTION

To urge and request the governor to include funding in the state budget for construction and maintenance of state highways that are not eligible for federal highway funds.

HOUSE CONCURRENT RESOLUTION NO. 290—
BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 5, 2006.

HOUSE CONCURRENT RESOLUTION NO. 281—
BY REPRESENTATIVE HAMMETT AND SENATOR MICHOT

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to review the provisions of law regarding criminal trespass as they relate to professional land surveyors and make recommendations to the Louisiana Legislature prior to the 2008 Regular Session.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Senator Bajoie in the Chair

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 281—
BY REPRESENTATIVE HAMMETT AND SENATOR MICHOT
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to review the provisions of law regarding criminal trespass as they relate to professional land surveyors and make recommendations to the Louisiana Legislature prior to the 2008 Regular Session.

The resolution was read by title. Senator Michot moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Heitmeier	Murray
Broome	Hollis	Nevers
Cain	Jackson	Quinn
Chaisson	Jones	Schedler
Cravins	Kostelka	Shepherd
Duplessis	Lentini	Smith
Dupre	Malone	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Boasso	Dardenne	Romero
Cheek	Gautreaux N	Theunissen
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 290—
BY REPRESENTATIVE CRANE
A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 5, 2006.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 296—
BY REPRESENTATIVE PINAC
A CONCURRENT RESOLUTION

To urge and request the Louisiana Manufactured Housing Commission to encourage and facilitate the procurement and administrative function inherent in supplying Louisiana citizens with factory built residential dwellings, built to federal or state construction standards, for the purpose of increasing competition and availability statewide.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 297—
BY REPRESENTATIVE HEBERT
A CONCURRENT RESOLUTION

To urge and request the Department of Agriculture and Forestry not to implement the minimum ethanol requirements if the requirements will increase the price of gasoline by more than two cents per gallon.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 298—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency and the Substance Abuse and Mental Health Services Administration to support program flexibility within the federal Crisis Counseling Assistance and Training Program.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 299—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the Louisiana congressional delegation to urge the Substance Abuse and Mental Health Services Administration to support programmatic flexibility within the federal Crisis Counseling Assistance and Training Program.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 300—
BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of U.S. Highway 61 and Louisiana Highway 3274 in Gramercy, Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 301—
BY REPRESENTATIVE WALKER AND SENATOR HINES
A CONCURRENT RESOLUTION

To commend Frank Stronach of Canada for his extraordinary generosity to the citizens of Louisiana following the hurricanes of 2005.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Bajoie	Gautreaux B	Mount
Barham	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Boasso	Dardenne	Romero
--------	----------	--------

June 14, 2006

Total - 3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 302—

BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To commend the staff members of Charity Hospital for their extraordinary selflessness and bravery during and following Hurricane Katrina.

The resolution was read by title. Senator Bajoie moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, Malone. Lists names of senators voting in favor.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Schedler. Lists names of absent senators.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 303—

BY REPRESENTATIVES BOWLER AND LABRUZZO
A CONCURRENT RESOLUTION

To commend Rob Pugliese and the students of Northern Valley Regional High School in Demarest, New Jersey, for their assistance to Louisiana after Hurricane Katrina.

The resolution was read by title. Senator Lentini moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, McPherson. Lists names of senators voting in favor.

Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Romero. Lists names of absent senators.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 304—

BY REPRESENTATIVE MARCHAND
A CONCURRENT RESOLUTION

To authorize and request the secretary of state to add to the information required to be provided to the public by R.S. 18:18(A)(8) during the annual official state voter registration week information regarding the procedures for a registered voter to change his address, the differences between mailing address and residential address for purposes of voter registration and voting absentee by mail, eligibility to vote absentee by mail, and procedures for voting absentee by mail.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 305—

BY REPRESENTATIVES QUEZAIRE, BEARD, DANIEL, DOVE, DOWNS, ERDEY, FANNIN, M. GUILLORY, HUTTER, KATZ, LAMBERT, PITRE, M. POWELL, SMILEY, ST. GERMAIN, AND TUCKER

A CONCURRENT RESOLUTION

To urge and request the governor to include funding in the state budget for construction and maintenance of state highways that are not eligible for federal highway funds.

The resolution was read by title; lies over under the rules.

House Concurrent Resolutions on Second Reading

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 268—

BY REPRESENTATIVES GLOVER AND MONTGOMERY
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, the Department of Agriculture and Forestry, and the Department of Environmental Quality to take all action allowable by law to ensure that Louisiana Proteins, Inc. is in compliance with all laws, regulations, and permitting requirements applicable to its facility; to require Louisiana Proteins, Inc. to implement to the extent allowable by law any and all controls necessary to mitigate and eliminate the noxious odor emanating from its meat processing and rendering facility; and to take enforcement action to the maximum extent allowable by law if Louisiana Proteins, Inc. is found to be in violation of any permit condition, law, or regulation.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, Marionneaux. Lists names of senators voting in favor.

Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Cain	Dardenne	Romero
------	----------	--------

Total - 3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 293—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To create an advisory committee to be known as the Atchafalaya Parkway Advisory Commission to study the need for constructing and managing improvements to highways in St. Landry, Iberia, and St. Martin parishes and to make recommendations regarding same to the House and Senate Transportation, Highways and Public Works Committees prior to the commencement of the 2007 Regular Session.

The resolution was read by title. Senator Cravins moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Dardenne	Malone	Romero
----------	--------	--------

Total - 3

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 295—

BY REPRESENTATIVE ARNOLD

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of providing for interoperability of automatic vehicle identification tags at toll facilities around the state.

The resolution was read by title. Senator Shepherd moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Dardenne
Total - 1

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Heitmeier, Chairman on behalf of the Committee on Finance, submitted the following report:

June 13, 2006

To the President and Members of the Senate:

I am directed by your Committee on Finance to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVES HUTTER AND TUCKER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to develop and prepare an Action Plan to use Community Development Block Grant funds to redeem, purchase, defease, or otherwise retire not less than fifty percent of the bonds of the Louisiana Citizens Property Insurance Corporation.

Reported favorably.

HOUSE BILL NO. 126—

BY REPRESENTATIVES TOOMY AND MARTINY AND SENATORS JONES AND LENTINI

AN ACT

To enact R.S. 13:48, relative to the salary of judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for an increase in the salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

Reported with amendments.

June 14, 2006

HOUSE BILL NO. 269—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 47:841(F), relative to tobacco products; to establish the Tobacco Regulation Enforcement Fund as a special fund in the state treasury; to provide for the deposit, investment, and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 708—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:392(B)(2)(b), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the use of a portion of such monies to support functions of the Louisiana Racing Commission; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 807—
BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 33:1572(A)(2)(d), relative to operating expenses for the coroner's office in East Baton Rouge Parish; to require the assessment of a fee in all criminal cases, including traffic violations, in all courts in East Baton Rouge Parish; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

Senator Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

June 13, 2006

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

HOUSE BILL NO. 1399— (Substitute for House Bill No. 974 by Representative Gray)
BY REPRESENTATIVE GRAY
AN ACT

To enact Part VIII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:5001 through 5003, relative to inclusionary zoning for affordable housing; to authorize and permit any municipality or parish with land use or zoning ordinances or regulations to adopt ordinances for inclusionary zoning for affordable housing; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Mount, Chairman on behalf of the Committee on

Revenue and Fiscal Affairs, submitted the following report:

June 13, 2006

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

HOUSE BILL NO. 851—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2186(A) and to enact R.S. 30:2011(D)(25), relative to reviews and determination conducted by the Department of Environmental Quality; to provide for request for reviews of certain immovable property; to provide for reviews and determinations of environmental media; to provide for fees; to provide for authority to promulgate rules and regulations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 877—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 30:2014(D)(5), relative to solid waste; to provide for fees collected from certain solid waste facilities; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

REPORT OF COMMITTEE ON

INSURANCE

Senator Cain, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 14, 2006

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

HOUSE BILL NO. 157—
BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(c), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 318—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 22:1484(10), relative to insurance; to provide for prohibiting the use of credit information that would increase expiring premiums for policies that renew during a certain period; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 370—BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 42:851(Q), relative to state group insurance; to provide with respect to certain contributions for premiums for certain persons taking an early retirement pursuant to Act No. 194 of the 2004 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Cain asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 126—BY REPRESENTATIVES TOOMY AND MARTINY AND SENATORS
JONES AND LENTINI
AN ACT

To enact R.S. 13:48, relative to the salary of judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for an increase in the salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 126 by Representative Toomy

AMENDMENT NO. 1

On page 1, line 9, between "contrary," and "the" insert "and subject to an annual appropriation for such purposes."

AMENDMENT NO. 2

On page 1, line 14, between "2007" and the period "." insert ", subject to an annual appropriation for such purposes"

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 157—BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(c), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 269—BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 47:841(F), relative to tobacco products; to establish the Tobacco Regulation Enforcement Fund as a special fund in the state treasury; to provide for the deposit, investment, and use of monies in the fund; to provide for an effective date; and to

provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 318—BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 22:1484(10), relative to insurance; to provide for prohibiting the use of credit information that would increase expiring premiums for policies that renew during a certain period; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 370—BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 42:851(Q), relative to state group insurance; to provide with respect to certain contributions for premiums for certain persons taking an early retirement pursuant to Act No. 194 of the 2004 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 370 by Representative Damico

AMENDMENT NO. 1

On page 1, line 13 after "Corrections" insert "on or before August 15, 1986"

AMENDMENT NO. 2

On page 1, line 14 delete "an early"

On motion of Senator Cain, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 708—BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:392(B)(2)(b), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the use of a portion of such monies to support functions of the Louisiana Racing Commission; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 807—BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 33:1572(A)(2)(d), relative to operating expenses for the coroner's office in East Baton Rouge Parish; to require the assessment of a fee in all criminal cases, including traffic violations, in all courts in East Baton Rouge Parish; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 807 by Representative Kennard

June 14, 2006

AMENDMENT NO. 1

On page 1, after line 20, insert the following:

"Section 2. No fees for criminal cases, including traffic violations, provided for in this Act shall become effective without approval of the Judicial Council, unless the Judicial Council fails to approve or reject such fees within thirty days after the effective date of this Act."

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 851—

BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact R.S. 30:2186(A) and to enact R.S. 30:2011(D)(25), relative to reviews and determination conducted by the Department of Environmental Quality; to provide for request for reviews of certain immovable property; to provide for reviews and determinations of environmental media; to provide for fees; to provide for authority to promulgate rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 877—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 30:2014(D)(5), relative to solid waste; to provide for fees collected from certain solid waste facilities; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1399— (Substitute for House Bill No. 974 by Representative Gray)

BY REPRESENTATIVE GRAY

AN ACT

To enact Part VIII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:5001 through 5003, relative to inclusionary zoning for affordable housing; to authorize and permit any municipality or parish with land use or zoning ordinances or regulations to adopt ordinances for inclusionary zoning for affordable housing; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1399 by Representative Gray

AMENDMENT NO. 1

On page 1, line 6 after "housing;" and before "and" insert "to prohibit the authorization, approval, or permitting of certain facilities in certain parishes;"

On motion of Senator Fields, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

Reports of Committees, Resumed

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT House Bill No. 1133 By Representative Dartez

May 30, 2006

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 1133 by Representative Dartez, recommend the following concerning the Reengrossed bill:

- 1. That Senate Committee Amendments Nos. 1 through 7 proposed by Senate Committee on Judiciary B by the Senate on May 17, 2006 be rejected.
3. That Senate Floor Amendments Nos. 1 through 4 proposed by Senator Amedee and adopted by the Senate on May 23, 2006 be rejected.
3. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 16:516, 517, and 518" to "R.S. 16:516"

AMENDMENT NO. 2

On page 1, line 3, after "the" delete the remainder of the line and insert "Fourth, Fifth, Twenty-First, Twenty-Third, Twenty-Ninth, and Fortieth judicial"

AMENDMENT NO. 3

On page 1, line 8, change "R.S. 16:516, 517, and 518 are" to "R.S. 16:516 is"

AMENDMENT NO. 4

On page 1, line 9, change "attorney" to "attorneys; certain judicial districts"

AMENDMENT NO. 5

On page 1, delete lines 10 through 19 in their entirety and insert the following:

"The premium costs of group health insurance shall be paid in full from the district attorney's general fund, in and for the Fourth, Fifth, Twenty-First, Twenty-Third, Twenty-Ninth, and Fortieth judicial districts as may be applicable, for any district attorney who retired from their respective judicial district with at least thirty years of full-time service regardless of age."

AMENDMENT NO. 6

On page 2, delete lines 1 through 5 in their entirety

Respectfully submitted,
Representatives: Carla Blanchard Dartez, Joseph F. Toomy, Karen St. Germain
Senators: D.A. "Butch" Gautreaux, Jody Amedee, Robert Marionneaux, Jr.

Rules Suspended

Senator Amedee asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Amedee, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Dardenne	Shepherd
Total - 2	

The Chair declared the Conference Committee Report was adopted. Senator Amedee moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Motion to Recommit

Senator Schedler asked for and obtained a suspension of the rules and recommitted House Bill No. 1130, which was on Third Reading and Final Passage Subject to Call, to the Committee on Revenue and Fiscal Affairs.

Reconsideration

On motion of Senator Hines, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, June 13, 2006, was reconsidered.

HOUSE BILL NO. 1239—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 42:1112(D) and to enact R.S. 42:1120.3, relative to ethics; to provide for the recusal of a member of a parish planning or zoning commission in a parish with a population of less than fifty thousand under certain circumstances; and to provide for related matters.

The bill was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	McPherson
Adley	Fontenot	Michot
Bajoie	Gautreaux B	Murray
Broome	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Duplessis	Kostelka	Theunissen
Dupre	Malone	Ullo
Ellington	Marionneaux	
Total - 29		

NAYS

Barham	Cain	Lentini
Boasso	Dardenne	Romero
Total - 6		

ABSENT

Amedee	Mount
Gautreaux N	Shepherd
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Senate Bills and Joint Resolutions
Returned from the House
of Representatives with Amendments**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 141—

BY SENATORS DUPLESSIS, BOASSO, QUINN AND SHEPHERD
A JOINT RESOLUTION

Proposing to amend Article VII, Section 24 of the Constitution of Louisiana, to provide for a single tax assessor in Orleans Parish; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Badon to Engrossed Senate Bill No. 141 by Senator Duplessis (Duplicate of House Bill No. 642)

AMENDMENT NO. 1

On page 2, at the end of line 7 and beginning of line 8, change "November 7, 2006." to "October 4, 2008."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Scalise to Engrossed Senate Bill No. 141 by Senator Duplessis

AMENDMENT NO. 1

Delete House Floor Amendment proposed by Representative Badon and adopted by the House on June 6, 2006.

AMENDMENT NO. 2

On page 1, delete lines 13 through 17 in their entirety and on page 2, delete line 1 in its entirety and insert the following:

"(B) Orleans Parish. ~~There shall be seven assessors in New Orleans, who shall compose the Board of Assessors for Orleans Parish. One shall be elected from each municipal district of New Orleans, and each shall be a resident of the district from which he is elected.~~ The assessors shall be elected at the same time as the municipal officers of New Orleans, ~~for terms of four years each. Their duties and compensation shall be as provided by law.~~"

AMENDMENT NO. 3

On page 2, at the beginning of line 2, delete "(C)(B)" and insert "(C)"

AMENDMENT NO. 4

On page 2, line 13, after "Parish" and before "(Amends" insert "to be elected at the same time as the municipal officers of New Orleans"

Senator Duplessis moved to concur in the amendments proposed by the House.

June 14, 2006

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Michot
Adley	Dupre	Mount
Amedee	Ellington	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dardenne	Marionneaux	
Total - 35		

NAYS

Fields
Total - 2

ABSENT

Kostelka
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Mr. President in the Chair

SENATE BILL NO. 193—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 46:236.1.8(D) and (E), relative to child support programs; to authorize certain support enforcement service support personnel to administer oaths; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 193 by Senator Lentini

AMENDMENT NO. 1

On page 2, at the beginning of line 15, change "**documents notarized**" to "**documents passed, acknowledged, or sworn to and subscribed before department support personnel**"

Senator Lentini moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd

Cheek
Cravins
Dardenne
Duplessis
Total - 38

Jones
Lentini
Malone
Marionneaux

Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Kostelka
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Lentini moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 210—
BY SENATOR JONES

AN ACT

To enact R.S. 42:1111(A)(4), relative to the Code of Governmental Ethics; to provide relative to the prohibition on the payment from nonpublic sources; to permit certain government employees to participate in a program established to reduce the burden of student loan debt; to provide relative to such program and such participation; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 210 by Senator Jones

AMENDMENT NO. 1

On page 1, line 11, after "**Up to**" and before "**three thousand**" delete "**no more than**"

AMENDMENT NO. 2

On page 1, line 12, after "**former law student**" insert a comma ","

AMENDMENT NO. 3

On page 1, delete line 13, and insert "**is an attorney and a public employee, through a bona fide Loan**"

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Boasso
Broome
Cain
Chaisson
Cheek
Cravins
Duplessis
Total - 35

Dupre
Ellington
Fields
Fontenot
Gautreaux B
Gautreaux N
Heitmeier
Jackson
Jones
Lentini
Malone
Marionneaux

McPherson
Michot
Mount
Murray
Nevers
Quinn
Romero
Schedler
Smith
Theunissen
Ullo

NAYS

Total - 0

ABSENT

Dardenne
Hollis
Total - 4

Kostelka
Shepherd

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 229—
BY SENATORS DARDENNE, BAJOIE AND DUPRE
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.11(C) of the Constitution of Louisiana, relative to the Louisiana Coastal Restoration Fund; to provide for the uses of monies in the fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

On motion of Senator Dardenne, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 249—
BY SENATOR CAIN
AN ACT

To amend and reenact R.S. 22:1193(D) and (E)(2) and to enact R.S. 22:1193(M), relative to continuing education requirements for insurance brokers, solicitors or agents; to require certain insurance persons to receive training in flood insurance; to provide for the sunset of the requirement for flood insurance training; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed Senate Bill No. 249 by Senator Cain

AMENDMENT NO. 1
On page 1, line 17, delete "**sunset**" and insert in lieu thereof "**terminate**"

AMENDMENT NO. 2
On page 2, line 9, delete "**sunset**" and insert in lieu thereof "**terminate**"

AMENDMENT NO. 3
On page 2, line 14, delete "**where**" and insert in lieu thereof "**when**"

Senator Cain moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Dardenne
Total - 2

Schedler

The Chair declared the amendments proposed by the House were concurred in. Senator Cain moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senator Bajoie in the Chair

SENATE BILL NO. 263—
BY SENATOR HINES AND REPRESENTATIVE SALTER
AN ACT

To amend and reenact the introductory paragraph of R.S. 42:1102(22)(a), relative to the Code of Governmental Ethics; to provide for definitions; to exclude pharmaceutical samples in the definition of a thing of economic value; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 263 by Senator Hines

AMENDMENT NO. 1
On page 1, line 7, after "Section 1." and before "R.S." insert "The introductory paragraph of"

AMENDMENT NO. 2
On page 2, line 6, after "Section 2." and before "This" insert "(A)"

AMENDMENT NO. 3
On page 2, after line 10, insert the following:

"(B) However, in the event that the Act which originated as House Bill No. 1203 of the 2006 Regular Session of the Legislature is enacted and becomes law then the provisions of Section 1 of this Act shall be null, void, and of no effect."

Senator Hines moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

June 14, 2006

ABSENT

Schedler Shepherd
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Hines moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 296— BY SENATORS QUINN AND HINES AND REPRESENTATIVE TOOMY A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 296 by Senator Quinn

AMENDMENT NO. 1

On page 3, line 1, following "This" and before the end of the line change "Subsection" to "Paragraph"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Reengrossed Senate Bill No. 296 by Senator Quinn

AMENDMENT NO. 1

On page 2, line 24, after "system" delete the remainder of the line and delete line 25 in its entirety and insert in lieu thereof "only as long as the legislature"

Senator Quinn moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Michot
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Shepherd
Chaisson Jackson Smith
Cheek Jones Theunissen
Cravins Lentini Ullo
Dardenne Malone
Duplessis Marionneaux
Total - 37

NAYS

Total - 0

ABSENT

Kostelka Schedler
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Quinn moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 307— BY SENATOR JONES AN ACT

To amend and reenact R.S. 42:1121(B), relative to the Code of Governmental Ethics; to prohibit a former employee from rendering certain services to or for his former employer during a specified period regardless of the parties to the contract; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 307 by Senator Jones

AMENDMENT NO. 1

On page 1, line 17, after "any service" and before "on a contractual basis," insert "which such former public employee had rendered to the agency during the term of his public employment"

AMENDMENT NO. 2

On page 2, line 2, after "formerly employed" delete the remainder of the line and delete lines 3 and 4 and insert a period "."

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Marionneaux
Adley Ellington McPherson
Amedee Fields Michot
Bajoie Fontenot Mount
Barham Gautreaux B Murray
Boasso Gautreaux N Nevers
Broome Heitmeier Romero
Cain Hollis Shepherd
Chaisson Jackson Smith
Cheek Jones Theunissen
Cravins Kostelka Ullo
Dardenne Lentini
Duplessis Malone
Total - 37

NAYS

Quinn
Total - 1

ABSENT

Schedler
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 320— BY SENATOR HINES AND REPRESENTATIVE SALTER AN ACT

To amend and reenact R.S. 49:72(2), relative to executive branch lobbying; to revise the definition of executive branch action; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 320 by Senator Hines

AMENDMENT NO. 1

On page 2, at the end of line 5, after "**patient**" delete the period "." and delete lines 6 through 10 and insert a semicolon ";" and the following:

"however, any action by the Medicaid Pharmaceutical and Therapeutics Committee shall be an "executive branch action" and, therefore, any pharmaceutical representative who engages in lobbying any member of the Medicaid Pharmaceutical and Therapeutics Committee for the purpose of inclusion of any product on the pharmacopoeia or formulary shall be required to register as a lobbyist pursuant to the provisions of this Part."

Senator Hines moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Chaisson	Hollis	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Jackson
Total - 1

ABSENT

McPherson Schedler
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Hines moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 329—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 56:699.8, relative to wildlife and fisheries; to provide for hunting licenses; to provide certain exemptions to firearm and hunter education; to authorize issuance of a temporary firearm and hunter education deferral license; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Engrossed Senate Bill No. 329 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 13, after "**license.**" delete the remainder of the line and delete lines 14 and 15 in their entirety

AMENDMENT NO. 2

On page 1, line 17, delete "**The**" and insert in lieu thereof "**For residents, the**"

AMENDMENT NO. 3

On page 2, at the end of line 1, delete the period "." and add the following:

"and shall be issued in lieu of basic hunting, big game, bow, muzzleloader, and state waterfowl licenses, turkey hunting stamps, and WMA hunting permits. For nonresidents, the deferral license shall be valid for five consecutive calendar days and shall be purchased in addition to nonresident basic hunting, big game, bow, muzzleloader, and state waterfowl licenses, turkey hunting stamps, or WMA hunting permits."

AMENDMENT NO. 4

On page 2, line 7, delete "**(1)**"

AMENDMENT NO. 5

On page 2, at the end of line 9, delete the semi-colon ";" and "**or**" and insert "**nor shall it be available to a person**"

AMENDMENT NO. 6

On page 2, line 10, delete "**(2)**"

Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jones	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Jackson Kostelka Shepherd
Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 369—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:9038.28, relative to special districts; to authorize the governing authority of the town of Washington to create a special district; to grant to such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

June 14, 2006

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 369 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 15, following "actual" and before "necessary" insert "and"

AMENDMENT NO. 2

On page 3, line 16, following "(5)" and before "officers" change "Appoint" to "To appoint"

AMENDMENT NO. 3

On page 4, line 7, following "(8)" and before "such" change "Establish" to "To establish"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cravins to Reengrossed Senate Bill No. 369 by Senator Cravins

AMENDMENT NO. 1

On page 3, line 3, after "E." insert "(1)"

AMENDMENT NO. 2

On page 3, line 7, change "(1)" to "(a)"

AMENDMENT NO. 3

On page 3, line 8, change "(2)" to "(b)"

AMENDMENT NO. 4

On page 3, line 9, change "(3)" to "(c)"

AMENDMENT NO. 5

On page 3, line 12, change "(4)" to "(d)"

AMENDMENT NO. 6

On page 3, line 16, change "(5)" to "(e)"

AMENDMENT NO. 7

On page 3, line 25, change "(6)" to "(f)"

AMENDMENT NO. 8

On page 3, line 28, change "(7)" to "(g)"

AMENDMENT NO. 9

On page 4, line 7, change "(8)" to "(h)"

AMENDMENT NO. 10

On page 4, line 9, change "(9)" to "(2)"

AMENDMENT NO. 11

On page 4, line 12, change "(10)" to "(3)"

Senator Cravins moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Dupre, McPherson, Adley, Ellington, Michot, Amedee, Fields, Mount, Bajoie, Fontenot, Murray, Barham, Gautreaux B, Nevers, Boasso, Gautreaux N, Quinn, Broome, Heitmeier, Romero

Cain, Hollis, Schedler, Chaisson, Jackson, Shepherd, Cheek, Jones, Smith, Cravins, Lentini, Theunissen, Dardenne, Malone, Ullo, Duplessis, Marionneaux, Total - 38

NAYS

Total - 0

ABSENT

Kostelka, Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Cravins moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 404 BY SENATOR HINES

AN ACT

To amend and reenact R.S. 43:31(A)(2), relative to uniform standards for printed matter; to authorize certain state entities to make exceptions to such standards; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 404 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 43:31" change "(A)(2)" to "(B)(1)"

AMENDMENT NO. 2

On page 1, line 3, after "authorize" delete the remainder of the line and insert "the legislative budgetary control council to make certain determinations regarding required statements on printed matter; and to provide"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 43:31" change "(A)(2)" to "(B)(1)"

AMENDMENT NO. 4

On page 1, delete lines 8 through 16 and insert the following:

B.(1)(a) All printed matter, except documentation in connection with proceedings of the executive, legislative, and judicial branches of state government, printed or caused to be printed by any branch, department, agency, official, employee, or other entity of state government, shall contain the following statement, with required information inserted, printed on the publication adjacent to the identification of the agency responsible for publication: "This public document was published at a total cost of \$_____. (number) copies of this public document were published in this (number) printing at a cost of \$_____. The total cost of all printings of this document, including reprints is \$_____. This document was published by (name and address of person, firm, or corporation or agency which printed the material) to (statement of purpose) under authority of (citation of law requiring publication or of special exception by division of administration, the legislative budgetary control council, or the judicial budgetary control council as provided in Subsection A of this Section). This material was printed in accordance with the standards for printing by state agencies established pursuant to R.S. 43:31." If the printing of the material was not done by a state agency, the above statement shall include the following additional language: "Printing of this material was purchased in accordance with the provisions of Title 43 of the Louisiana Revised Statutes." This statement shall be printed in the same size type as the body copy of the document and shall be set in a box composed of a one-point rule.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph or of Subsection C of this Section, the legislative budgetary control council may determine the form and the content of any such statement for matter printed by the House of Representatives or any member thereof or the Senate or any member thereof.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Engrossed Senate Bill No. 404 by Senator Hines

AMENDMENT NO. 1

In House Committee Amendment No. 4 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on May 30, 2006, on page 1, line 36, after "**may determine**" and before "**the form**" insert "**at a meeting of the council**"

Senator Hines moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Duplessis	Schedler
Kostelka	Shepherd
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Hines moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 418—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:1041(B), (C)(4)(b), (5), the introductory paragraph of 1048, 1048(4), (5)(a), 1057, 1061, 1063, 1065, and the introductory paragraph of 1068 and to enact R.S. 37:1048(7) through (14), and 1063.1, relative to the professional licensing and regulation of the conduct of optometrists; to provide relative to the purpose of such law; to provide relative to the powers of the Louisiana State Board of Optometry Examiners; to provide relative to license renewals; to provide relative to violations and causes for refusal, suspension, or revocation of certificates; to provide relative to the obtaining of a criminal history record; to authorize a compulsory evaluation; to provide relative to exemptions; to provide relative to criminal penalties; and to provide for related matters.

The bill was read by title. Returned from the House of

Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 418 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, after "(C)(4)(b)," and before "(5)" insert "and"

AMENDMENT NO. 2

On page 1, line 3, after "1048(4)," and before "(5)(a)" insert "and"

AMENDMENT NO. 3

On page 1, line 13, after "(C)(4)(b)," and before "(5)" insert "and"

AMENDMENT NO. 4

On page 1, line 14, after "1048(4)," and before "(5)(a)" insert "and"

AMENDMENT NO. 5

On page 2, line 12, after "eyelashes" and before "drainage" delete "incision and" and insert "~~incision and~~" in lieu thereof

AMENDMENT NO. 6

On page 2, line 15, change "**Subsection**" to "**Paragraph**"

AMENDMENT NO. 7

On page 4, line 4, change "**Join**" to "**Permit optometrists to join**"

AMENDMENT NO. 8

On page 4, line 7, change "**and/or**" to "**or**"

AMENDMENT NO. 9

On page 4, line 9, change "**and/or**" to "**or**"

AMENDMENT NO. 10

On page 4, line 10, change "**and/or**" to "**or**"

AMENDMENT NO. 11

On page 5, line 4, change "**and**" to "**or**"

AMENDMENT NO. 12

On page 7, line 14, after "**claim**" and before "**related**" delete "**arising**"

AMENDMENT NO. 13

On page 7, line 19, change "by a person" to "**by a person**"

AMENDMENT NO. 14

On page 7, line 27, delete "Deceiving or defrauding" and insert "~~Deceiving or defrauding~~ **Deceived or defrauded**"

AMENDMENT NO. 15

On page 8, line 5, change "**included**" to "**includes**"

AMENDMENT NO. 16

On page 8, line 10, change "Permitting" to "**Permitting Permitted**"

AMENDMENT NO. 17

On page 8, line 27, change "**Advertise or hold**" to "**Advertised or held**"

AMENDMENT NO. 18

On page 8, line 29, change "**Soliciting**" to "**Solicited**"

AMENDMENT NO. 19

On page 9, line 3, change "**Schedules III, IV, and V**" to "**Schedule III, IV, or V**"

AMENDMENT NO. 20

On page 9, line 7, change "Using" to "**Using Used**"

AMENDMENT NO. 21

On page 9, line 8, change "using" to "**using used**"

AMENDMENT NO. 22

On page 9, delete line 11 in its entirety and insert in lieu thereof "(26) Has had a professional connection with or loaned his name to an"

AMENDMENT NO. 23

On page 9, line 13, change "Failing" to "Failed"

AMENDMENT NO. 24

On page 9, line 14, change "Employing or using" to "Employed or used"

AMENDMENT NO. 25

On page 9, line 15, change "Practicing" to "Practicing Practiced"

AMENDMENT NO. 26

On page 9, line 20, change "Refuse or neglect" to "Refused or neglected"

AMENDMENT NO. 27

On page 9, line 22, change "Purchase or procure" to "Purchased or procured"

AMENDMENT NO. 28

On page 9, line 24, change "Alter" to "Altered"

AMENDMENT NO. 29

On page 9, line 26, change "Use or attempt" to "Used or attempted"

AMENDMENT NO. 30

On page 9, line 28, change "Conspire" to "Conspired"

AMENDMENT NO. 31

On page 9, line 29, change "facilitate" to "facilitated"

AMENDMENT NO. 32

On page 10, delete line 2 in its entirety and insert in lieu thereof: "~~(17)(35) Violation of~~ Violated any provision of R.S. 37:1051(C), ~~1063, or 1063.1.~~"

AMENDMENT NO. 33

On page 10, line 3, after "~~(36)~~" and before "For" delete "~~(a)~~"

AMENDMENT NO. 34

On page 10, line 4, change "failure" to "~~failure~~ failed"

AMENDMENT NO. 35

On page 10, line 7, change "~~(b)~~" to "B."

AMENDMENT NO. 36

On page 10, line 10, change "~~(c)~~" to "C."

AMENDMENT NO. 37

On page 10, line 12, change "~~(d)~~" to "D."

AMENDMENT NO. 38

On page 10, line 20, change "~~(e)~~" to "E."

AMENDMENT NO. 39

On page 10, line 23, change "~~(f)(i)~~" to "F. (1)"

AMENDMENT NO. 40

On page 10, line 27, change "~~(ii)~~" to "(2)"

AMENDMENT NO. 41

On page 11, between lines 5 and 6 insert "~~A. No person shall:~~"

AMENDMENT NO. 42

On page 12, line 17, change "infarction" to "information"

AMENDMENT NO. 43

On page 13, line 3, change "collect from the applicant" to "require collection"

AMENDMENT NO. 44

On page 15, line 4, change "practice, of" to "practice of,"

AMENDMENT NO. 45

On page 16, delete lines 5 through 24 in their entirety and insert in lieu thereof the following:

"D. Information submitted pursuant to this Section shall be confidential and not subject to discovery by or release to any person or entity. The licensee shall submit to the board a release of information authorizing the board to obtain a report of such evaluation.

E. A licensee shall be offered, at reasonable intervals, an opportunity to demonstrate that such person can resume the competent practice or assistance in the practice of optometry with reasonable skill and safety to patients.

F. For the purpose of this Section, a licensee shall be deemed to have consented to submit to an evaluation when directed in writing by the board and further to have waived all objections to the admissibility of the testimony of the person conducting any evaluation at any proceeding or hearing before the board on the grounds that such testimony or evaluation constitutes a privileged communication.

G. In any proceeding by the board pursuant to the provisions of this Section, the record of such board proceedings involving the evaluation shall not be used in any other administrative or judicial proceeding outside of the board's jurisdiction.

H. When the board directs a licensee to submit to an evaluation, the time from the date of the board's directive until the submission to the board of the report of the evaluation shall not be included in the computation of the time limit for any hearing that may occur in the matter.

* * *

AMENDMENT NO. 46

On page 16, line 26, before "The provisions" insert "A."

AMENDMENT NO. 47

On page 17, between lines 12 and 13 insert the following:

"B. No retail dealer shall directly or indirectly peddle, solicit, sell, or offer for sale glasses from door to door, or house to house, or away from his permanent place of business; however, nothing contained herein shall be construed to prohibit advertising for the furnishing of or the sale of eyeglass lenses, spectacles, eyeglasses, or the frames or fittings thereof nor to prohibit a retail dealer from engaging in the sale of a lens, lenses, eyeglasses, or spectacles on prescription from a licensed optometrist or physician."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 418 by Senator Hines

AMENDMENT NO. 1

On page 13, line 4, following "costs" and before "such" insert "of"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Reengrossed Senate Bill No. 418 by Senator Hines

AMENDMENT NO. 1

Delete House Committee Amendment No. 43, proposed by the House Committee on Health and Welfare and adopted by the House on May 30, 2006.

AMENDMENT NO. 2

Delete the Legislative Bureau Amendment adopted by the House on May 30, 2006.

AMENDMENT NO. 3

On page 13, delete lines three through six.

Senator Hines moved to concur in the amendments proposed by

the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Total - 35		

NAYS

Total - 0

ABSENT

Duplessis	Schedler
Marionneaux	Shepherd
Total - 4	

The Chair declared the amendments proposed by the House were concurred in. Senator Hines moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senator McPherson in the Chair

SENATE BILL NO. 451—
BY SENATOR BROOME

AN ACT

To amend and reenact Part VI-B of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742.1, relative to providing information and making recommendations of lifestyle modifications, food, dietary supplements, or homeopathic remedies; to provide with respect to disclosure by certain individuals who provide such information recommendations; to provide for information to be disclosed in the disclosure; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Reengrossed Senate Bill No. 451 by Senator Broome

AMENDMENT NO. 1

On page 3, delete line 11 and insert the following:

"(1) Practicing medicine or performing surgery as defined in R.S. 37:1262."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrish to Reengrossed Senate Bill No. 451 by Senator Broome

AMENDMENT NO. 1

On page 2, at the end of line 1, change "provider" to "vendor"

AMENDMENT NO. 2

On page 2, at the end of line 5, change "provider" to "vendor"

AMENDMENT NO. 3

On page 2, at the beginning of line 11, change "provider" to "vendor"

AMENDMENT NO. 4

On page 2, line 14, after "Before a" and before "provides" change "provider" to "vendor"

AMENDMENT NO. 5

On page 2, line 15, after "such" and before "shall" change "provider" to "vendor"

AMENDMENT NO. 6

On page 2, line 18, after "by the" and before the period "." change "provider" to "vendor"

AMENDMENT NO. 7

On page 2, line 21, after "to any" and before "who violates" change "provider" to "vendor"

AMENDMENT NO. 8

On page 2, line 22, after "advising the" and before "that he" change "provider" to "vendor"

AMENDMENT NO. 9

On page 3, delete line 19 in its entirety and insert the following:
"he is a health care provider, as defined in R.S. 40:1299.41(A)(1), or performing the authorized prerogatives of the scope of practice of an individual credentialed by any licensing, certification, or registration board or agency of the state."

AMENDMENT NO. 10

On page 3, at the end of line 21, change "provider" to "vendor"

Senator Broome moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Dardenne	Lentini	Smith
Duplessis	Malone	Theunissen
Dupre	Marionneaux	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Bajoie	Cravins	Kostelka
Total - 3		

The Chair declared the amendments proposed by the House were rejected. Senator Broome moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 453—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i) and (e), relative to agreements for drilling units; to provide relative to pooling interests; to provide relative to risk charges; to provide certain

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terms, conditions, requirements, and effects; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre to Engrossed Senate Bill No. 453 by Senator Malone

AMENDMENT NO. 1

On page 2, at the end of line 18, delete the comma ","

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 453 by Senator Malone

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 30:10(A)(2)(b)(i) and (e)" insert "and 83(F)(5)" and after "to" change "agreements for" to "oil and gas"

AMENDMENT NO. 2

On page 1, line 7, after "R.S. 30:10(A)(2)(b)(i) and (e)" insert "and 83(F)(5)"

AMENDMENT NO. 3

On page 2, between lines 23 and 24, insert the following: "§83. Oilfield Site Restoration Commission; Department of Natural Resources

* * *

F. The powers of the commission shall be limited to the following:

* * *

(5) Review administration of site restoration activities and review the adequacy of site restoration assessments and reopen the funding needs and arrangements for site-specific trust accounts every four years. However, site-specific trust accounts established prior to the adoption of a standard for evaluation by the office of conservation, Department of Natural Resources shall not be reassessed if the operator of record provides to the office on an annual basis, utilizing the methodology in use at the time the site-specific trust account was established, proof that the security is adequate to ensure proper closure of the wells upon completion of activity."

Senator Malone moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Schedler, Chaisson, Jones, Shepherd, Cheek, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo, Dupre, Marionneaux

Total - 38

NAYS

Total - 0

ABSENT

Cravins
Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator Malone moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 535—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 22:1137(A)(13), relative to life insurance, including funeral benefits; to authorize certain insurance producers to sell life insurance policies; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 535 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 16, change "of and" to "of, and"

AMENDMENT NO. 2

On page 1, line 17, change "(A)(1) and where" to "(A)(1), and when"

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Schedler, Chaisson, Jones, Shepherd, Cheek, Lentini, Smith, Dardenne, Malone, Theunissen, Dupre, Marionneaux

Total - 35

NAYS

Total - 0

ABSENT

Cravins
Duplessis
Total - 4
Kostelka
Ullo

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 539—

BY SENATOR ULLO

AN ACT

To enact R.S. 17:84.2, relative to school board business managers or chief financial officers; to require the State Board of Elementary and Secondary Education to promulgate rules establishing

qualifications for financial officers employed by school boards; to provide for a period in which business managers or chief financial officers may acquire certain qualifications; to authorize school systems to share certain officers and employees; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 539 by Senator Ullo

AMENDMENT NO. 1

On page 1, at the end of line 2, insert "to require local public school boards to employ business managers or chief financial officers who have certain qualifications;"

AMENDMENT NO. 2

On page 1, line 12, after "city," and before "school" change "parish or other public local" to "parish, and other local public"

AMENDMENT NO. 3

On page 2, line 1, after "parish" and before "or" insert a comma " , "

AMENDMENT NO. 4

On page 2, at the beginning of line 2, change "public local" to "local public"

AMENDMENT NO. 5

On page 2, line 5, after "parish," and before "other" change "or" to "and"

Senator Ullo moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Ullo moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 541—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 42:1121(B), relative to the Code of Governmental Ethics; to provide an exception from the prohibition on contracting with a former agency for persons who contract to provide sign language or interpretive services; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 541 by Senator Ullo

AMENDMENT NO. 1

On page 2, delete lines 2 through 5 and insert the following:

"(2) Nothing in this Section shall prohibit a former employee of the Louisiana School for the Deaf from rendering sign language and interpreting services on a contractual basis to or for the Louisiana School for the Deaf."

Senator Ullo moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	

Total - 38

NAYS

Total - 0

ABSENT

Cravins
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Ullo moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 570—
BY SENATOR HINES

AN ACT

To enact Part I-B of Chapter 15 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1306 through 1310, relative to rural hospitals and physician referral practices; to provide for the encouragement of collaboration between rural hospitals and physicians; to provide definitions; to provide standards for ethical referral by physicians; to provide prohibitions and exceptions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 570 by Senator Hines

AMENDMENT NO. 1

On page 3, delete lines 16 through 18 in their entirety and insert in lieu thereof:

"(d) A physician's practice or a physician group practice, when such practice is owned and operated exclusively by physicians, for the purpose of providing healthcare services, and is not"

AMENDMENT NO. 2

On page 4, line 13, after "of" and before "a" insert "either"

AMENDMENT NO. 3

On page 4, line 14, after "the" and before "postal" insert "number of"

AMENDMENT NO. 4

On page 4, line 23, after "Covington," and before "Houma" insert "Eunice."

AMENDMENT NO. 5

On page 6, at the end of line 3, insert the following:

"The rural hospital shall accept or reject such offer within ninety days of the offer and, in the case of an acceptance, the closing of the acquisition of such interest shall occur within an additional ninety days."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter to Engrossed Senate Bill No. 570 by Senator Hines

AMENDMENT NO. 1

Delete House Committee Amendment No. 5 proposed by House Committee on Health and Welfare and adopted by the House of Representatives on June 5, 2006.

AMENDMENT NO. 2

On page 3, line 20, after "development" and before "as" insert ", including services provided by a mobile unit which is part of an existing facility."

AMENDMENT NO. 3

On page 6, at the end of line 3, insert the following:

"Such offer shall be conveyed to the rural hospital in a written offer by the proposing party containing the terms and conditions of the offer. The rural hospital shall accept or reject such offer in writing within ninety days of receipt of the offer from the proposing party. In the case of acceptance by the rural hospital, the closing of the acquisition of such ownership interest shall occur within ninety days of the rural hospital's written acceptance of the offer unless such closing is delayed by mutual consent of the rural hospital and the proposing party. The rural hospital and the proposing party shall, at all times, act in good faith in accordance with the requirements of C.C. Art. 1759. The failure to act in good faith on the part of the rural hospital shall constitute a rejection by the rural hospital of such offer. The failure to act in good faith on the part of the proposing party shall constitute a failure to satisfy the requirement that an offer be made to the rural hospital as specified above."

AMENDMENT NO. 4

On page 6, line 7, delete "and in the case of a rural hospital"

AMENDMENT NO. 5

On page 6, delete lines 8 and 9 in their entirety and insert in lieu thereof "and such"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative T. Powell to Engrossed Senate Bill No. 570 by Senator Hines

AMENDMENT NO. 1

On page 4, line 23, between "Covington," and "Houma," insert "Hammond," and on line 25, between "Opelousas," and "Ruston" insert "Ponchatoula,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 570 by Senator Hines

AMENDMENT NO. 1

Delete Amendment No. 4 proposed by the House Committee on Health and Welfare and adopted by the House on June 5, 2006.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Engrossed Senate Bill No. 570 by Senator Hines

AMENDMENT NO. 1

On page 6 line 26, after "suspension" delete "or revocation"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Engrossed Senate Bill No. 570 by Senator Hines

AMENDMENT NO. 1

On page 3, between lines 27 and 28 insert the following:

"(f) Any community health care clinic or rural health clinic."

Senator Hines moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

NAYS

Lentini
Total - 1

ABSENT

Cravins
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Hines moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 620—
BY SENATOR MURRAY AND REPRESENTATIVES FARRAR AND RICHMOND

AN ACT

To amend and reenact R.S. 22:658(B)(1), relative to insurance claims; to increase the penalties for failure to timely pay a claim; to authorize the assessment of attorney fees and cost against an insurer who fails to timely pay a claim; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Reengrossed Senate Bill No. 620 by Senator Murray

AMENDMENT NO. 1

On page 2, at the end of line 7, insert "Such penalties, if awarded, shall not be used by the insurer in computing either past or prospective loss experience for the purpose of setting rates or making rate filings."

Senator Murray moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Uilo
Duplessis	Malone	
Total - 38		

NAYS

Total - 0

ABSENT

Quinn
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 635—
BY SENATORS DUPRE AND DARDENNE

AN ACT

To amend and reenact R.S. 49:214.32(B) and (D), and 214.41(A)(6), to enact R.S. 49:214.22(8), 214.32(C)(8), and 214.41(A)(7), and to repeal R.S. 49:214.51, relative to coastal resources; to provide relative to coastal resources management; to provide relative to the coastal zone; to provide relative to coastal zone management; to provide certain terms, conditions, definitions, requirements, functions, and procedures; to repeal the Louisiana Coastal Restoration Fund; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 635 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "214.41(A)(6)" and the comma "," and before "to enact" delete "and"

AMENDMENT NO. 2

On page 1, line 3, after "214.41(A)(7) and the comma "," and before "relative" insert "and to repeal R.S. 49:214.51,"

AMENDMENT NO. 3

On page 1, line 6, after "procedures" and the semicolon ";" and before "and to" insert "to repeal the Louisiana Coastal Restoration Fund; to provide for an effective date;"

AMENDMENT NO. 4

On page 2, delete lines 5 through 12 in their entirety and insert in lieu thereof the following:

"B. The governor, through the secretary, shall ensure that any activity within or outside the coastal zone that affects any land or water use or natural resources of the coastal zone which is undertaken, conducted, or supported by any governmental body undertaking, conducting, or supporting activities directly affecting the coastal zone shall ensure that such activities shall be is consistent to the maximum extent practicable with the state program and any affected approved local program having geographical jurisdiction over the action to the maximum extent practicable and, with respect to federal agencies, to the fullest extent allowed under federal law, particularly 16 U.S.C. Section 1456 and 15 C.F.R. 930.1-930.154 and amendments thereto. The governor, through the secretary, shall also ensure that such governmental body has considered the sustainability of any activity in the coastal zone and has accounted for potential impacts from hurricanes and other natural disasters."

AMENDMENT NO. 5

On page 3, after line 11, insert the following:

"Section 2. R.S. 49:214.51 is hereby repealed in its entirety.
Section 3. Section 2 of this Act shall take effect and become operative if and when the proposed amendment of Article VII, Section 10.2 of the Constitution of Louisiana contained in the Act which originated as Senate Bill No. 229 of this 2006 Regular Session of the Legislature is adopted at the statewide election to be held on September 30, 2006 and becomes effective. All other Sections of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, Section 1 and this Section of this Act shall become effective on the day following such approval."

Senator Dupre moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler

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Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Dupre moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 647—

BY SENATORS DUPLESSIS, BOASSO, QUINN, SHEPHERD, DARDENNE AND HOLLIS

AN ACT

To amend and reenact R.S. 9:1425, R.S. 11:1481(2)(b)(i) and (d)(i), R.S. 13:4405(B), R.S. 18:602(C), R.S. 33:2828(B)(1)(introductory paragraph), (B)(2), and (D), and 9091.1(D)(1)(e) and (f), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1709, 1856(E)(1), 1874(B), 1901, 1901.1, 1903.2, 1903.3, 1904(B), 1907(A)(1), 1909, 1910, 1910.1, 1910.2, 1925.8, 1931, 1956(A)(1), 1958(E), 1960, 1979(A), 1987(A), 1991(A) and (B), 1992(A)(1)(a) and (F)(1), 2110(A)(2) and (E), and 2305(A), to enact R.S. 33:9091.1(D)(6), and to repeal R.S. 11:1481(2)(c) and R.S. 47:1907(A)(2), relative to assessors; to provide for the consolidation of the assessors of Orleans Parish; to provide for changes to various provisions of law pertaining to assessment of property for ad valorem tax purposes to reflect a single assessor in Orleans Parish; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Badon to Reengrossed Senate Bill No. 647 by Senator Duplessis (Duplicate of House Bill No. 656)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:1481(2)(b)(i)" insert a comma "," and delete the remainder of the line and delete lines 3 through 9 in their entirety and insert the following:

"(c), and (d)(i), R.S. 13:4405, R.S. 18:602(C), R.S. 35:281, R.S. 42:261(D)(2), R.S. 44:205, R.S. 47:1901, 1901.1, 1903, 1903.2, 1904(A) and (B), 1905, 1906, 1907(A), 1908(C), 1925.3(A), 1931, 1932, 1952(F), 1956(A), 1958(E), 1959, 1964, 1969, 1987(A), 1992(F), 1993(D)(1), and 1997 and to repeal R.S. 47:1909, 1910, 1910.1, 1910.2, 1960, and 1992(G), relative to assessors; to provide for the consolidation of the assessors"

AMENDMENT NO. 2

On page 1, delete lines 15 through 17 in their entirety and delete pages 2 through 22 in their entirety and insert the following:

"Section 1. R.S. 9:1425 is hereby amended and reenacted to read as follows:

§1425. Succession judgments affecting real property in Orleans; attorneys to file with ~~board of assessors~~ assessor

Whenever any real property situated in the Parish parish of Orleans is included in a succession judgment, signed upon the presentation of a petition for simple possession and rendered without opposition, a copy of all such succession judgments shall be filed within fifteen days with the ~~board of assessors~~ assessor for the Parish parish of Orleans by the attorney at law representing the succession, and it shall be the duty of the attorney representing the successful litigant, if such judgments include any real property situated in the

Parish parish of Orleans are signed after opposition and litigation, to so file such judgments with the said ~~board of assessors~~ assessor within fifteen days from the date the judgments become final.

Whoever violates the provisions of this Section shall be fined not more than fifty dollars or imprisoned in the parish jail for not more than sixty days, or both.

Section 2. R.S. 11:1481(2)(b)(i), (c), and (d)(i) are hereby amended and reenacted to read as follows:

§1481. Financing of fund; deductions; deficiencies and surpluses; remedies

* * *

(2)

* * *

(b)(i) Notwithstanding the provisions of Subparagraph (a) of this Paragraph and in addition to the amounts required to be paid by the employer, upon providing written notice to the Assessors' Retirement Fund at least fifteen days prior to the beginning of a calendar year, each assessor ~~and each member of the board of assessors~~ for the parish of Orleans may elect to pay all or any portion of the contributions required in Subparagraph (a) of this Paragraph of the assessor and the assessor's employees who are eligible for membership in the fund.

* * *

(c)(i) ~~Each member of the board of assessors~~ The assessor for the parish of Orleans may ~~direct the president of the board of assessors~~ to pay all or any portion of the contributions required in Subparagraph (a) of this Paragraph on ~~their~~ his behalf, provided the respective assessor has elected and is paying the same portion of employee contributions for his employees who are eligible for membership in the fund that he directs the president to pay on his behalf.

(ii) If ~~a member of the board of assessors~~ the assessor for the parish of Orleans ~~directs the president of the board of assessors to pay~~ pays all or a portion of his employee contribution, then he shall pay from his district allotment the exact amount of any employee contributions paid on his behalf to the ~~board of assessors~~ assessor within at least ten days after the close of each month.

(d)(i) The failure of any assessor, ~~board of assessors~~, or the Louisiana Assessors' Association to remit all required contributions to the fund within thirty days of becoming due shall render any such applicable assessor, ~~board of assessors~~, or Louisiana Assessor's Association liable to suspension of membership and participation in the fund at the discretion of the board.

* * *

Section 3. R.S. 13:4405 is hereby amended and reenacted to read as follows:

§4405. Sheriff to record sales in conveyance office in New Orleans; filing of copies with ~~board of assessors~~ assessor; penalties

A. The sheriff of the parish of Orleans shall record in the conveyance office of the city of New Orleans all judicial sales of real property made by him, besides having the sales recorded in the clerk's office as now required by law.

B. (1) Whenever any real property situated in the Parish parish of Orleans is sold at a sheriff's sale, it shall be the duty of the civil sheriff for the Parish parish of Orleans to file a copy of the act of sale with the ~~board of assessors~~ assessor for the Parish parish of Orleans within fifteen days from the date of adjudication.

(2) Whoever violates the provisions of this Sub-section Subsection shall be fined not more than fifty dollars or imprisoned in the parish jail for not more than sixty days, or both.

Section 4. R.S. 18:602(C) is hereby amended and reenacted to read as follows:

§602. Vacancies in certain local and municipal offices; exceptions

* * *

C. When a vacancy occurs in any of the following offices, the duties of the office shall be assumed by the person hereinafter designated: (1) district attorney, by the first assistant; (2) clerk of a district court, by the chief deputy; (3) coroner, by the chief deputy; (4) sheriff, by the chief criminal deputy, except that in a parish that has both a civil sheriff and a criminal sheriff, the civil sheriff by the chief civil deputy, and the criminal sheriff, by the chief criminal deputy, respectively; and (5) tax assessor, by the chief deputy assessor, ~~except that in any parish having a board of assessors, that~~

board shall, within ten days, appoint an interim assessor. If there is no such person to assume the duties when the vacancy occurs, the governing authority or authorities of the parish or parishes affected shall, within ten days, appoint a person having the qualifications of the office to assume the duties of the office. However, if the deadline for making the appointment falls on a Saturday, Sunday, or other legal holiday, then the next day which is not a Saturday, Sunday, or legal holiday shall be deemed to be the final day for making such appointment.

* * *

Section 5. R.S. 35:281 is hereby amended and reenacted to read as follows:

§281. Act evidencing transfer of real property; filing with ~~board of assessors~~ assessor

A. Whenever an act of sale or any other act evidencing a transfer of real property situated in the parish of Orleans is passed before a notary public, it shall be the duty of the notary to file a copy of any such act with the ~~board of assessors~~ assessor for the parish of Orleans within fifteen days from the date of sale or transfer.

B. Whenever a taxpayer who owns property situated in the parish of Orleans changes his home or mailing address, notice of such change shall within thirty days be given to the ~~Board of Assessors for the parish of Orleans~~ Parish assessor. Such notice shall list each property situated in the parish of Orleans in which the taxpayer has an interest. Failure to give such notice shall cause the taxpayer to forfeit all claims for failure to timely receive a tax bill.

Section 6. R.S. 42:261(D)(2) is hereby amended and reenacted to read as follows:

§261. District attorneys; counsel for boards and commissions

* * *

D.

* * *

(2) The provisions of this Subsection shall not apply to the ~~board of assessors~~ assessor of the parish of Orleans, the salary of whose attorney is paid by the city of New Orleans, nor shall it apply to the Board of Liquidation of the City Debt created by Act 110 of 1890.

* * *

Section 7. R.S. 44:205 is hereby amended and reenacted to read as follows:

§205. Register to transmit lists of all conveyances recorded

Every month the register of conveyances shall transmit lists of all conveyances recorded in his office during the month to the ~~board of assessors~~ assessor for the parish of Orleans, to the state tax collector for the city of New Orleans, to the director of streets of the city of New Orleans, and to the director of finance of the city of New Orleans.

Section 8. R.S. 47:1901, 1901.1, 1903, 1903.2, 1904(A) and (B), 1905, 1906, 1907(A), 1908(C), 1925.3(A), 1931, 1932, 1952(F), 1956(A), 1958(E), 1959, 1964, 1969, 1987(A), 1992(F), 1993(D)(1), and 1997 are hereby amended and reenacted to read as follows:

§1901. Election

~~A.~~ At the general state election held every four years, there shall be elected in each parish, ~~the parish of Orleans excepted~~, by the qualified voters thereof, one tax assessor, who shall hold office for four years from and after the thirty-first day of December of the year in which he is elected.

~~B.~~ In the parish of Orleans, there shall be elected seven tax assessors, one from each municipal district.

§1901.1. Application of other laws

A. All other pertinent provisions of the laws of the ~~State~~ state of Louisiana shall apply to the assessor of each assessment district in the same manner and to the same extent as they apply to one assessor in each of the several parishes of the ~~State~~ state of Louisiana, ~~the Parish of Orleans excepted~~.

B. All laws pertaining to execution and cancellation of bonds by assessors, ~~the Parish of Orleans excepted~~, shall apply to said tax assessors.

* * *

§1903. Powers and authority; ~~Orleans excepted~~

The tax assessors shall enumerate and list and assess property as directed in this Chapter and be subject to all the obligations prescribed by law. They shall prepare and have ready their lists

showing the valuations assessed by them and lay the same before the tax commission within the time and in the manner prescribed by R.S. 47:1987 and ~~47:1988~~.

Each tax assessor is authorized to appoint as many deputies as he may require. Such deputies shall take the constitutional oath of office, and the tax assessor shall require from them such security in his own favor as he deems sufficient. The assessor may perform all the functions of the office of tax assessor through such deputies, but the assessor shall be officially and pecuniarily responsible for them on his bonds and in all other respects for the acts of such deputies.

No assessor shall, as a consideration for appointing any person as a clerk, be allowed to contract with the person for a less sum than the salary allowed by law to clerks of assessors. Whoever violates the provisions of this ~~paragraph~~ Paragraph shall be fined not less than one hundred dollars nor more than five hundred dollars or imprisoned for not less than one month nor more than six months, or both.

* * *

§1903.2. ~~Board of assessors of parish of Orleans~~ Parish assessor; legal counsel

Notwithstanding the provisions of R.S. 16:2, the city attorney of the city of New Orleans shall represent the ~~board of assessors of the parish of Orleans~~ Parish assessor in all civil matters, unless the ~~board assessor~~, at its ~~his~~ option, selects other counsel.

* * *

§1904. Execution and ~~cancellation~~ cancellation of bonds

A. Each assessor, ~~except in the parish of Orleans~~, shall execute his bond in favor of the governor of the state for the sum of three thousand dollars for each representative of his parish in the legislature, with solvent sureties, who shall be bound in solido with each other, and with their principal, but each surety may bind himself for a limited sum, not less than two hundred dollars, provided the aggregate of said limited sums shall not be less than three thousand dollars for each representative of the parish in the legislature, but no bond shall exceed ten thousand dollars.

B. ~~Each of the tax assessors for the parish of~~ The Orleans Parish assessor shall execute his bond in favor of the governor for the sum of five thousand dollars, with solvent sureties, who shall be bound in solido with each other and with their principals, but each surety may bind himself for a limited sum of not less than five hundred dollars, provided that the aggregate of these sums shall be five thousand dollars.

* * *

§1905. Suits on bonds

In all parishes, ~~except in the parish of Orleans~~, the bonds of assessors given and furnished as provided in R.S. 47:1904 may be put in suit against the assessor and his sureties by the ~~Attorney General~~ attorney general in the name of the governor for the use and benefit of the state and its political subdivisions, officers, boards, and commissions, as it or their interest may appear, or in the name of the state through the governor, for its own use and benefit and that of its political subdivisions, officers, boards, and commissions, as it or their interests may appear, without the necessity of obtaining the consent of the governor or of any such political subdivision, officer, board, or commission, but solely on the initiative of the ~~Attorney General~~ attorney general or district attorney; and in all other cases, in the name, for the use, and at the request of the party injured.

The bond shall not become void by a first or any other recovery, but may be put in suit and recoveries had as often as any breach of the conditions thereof shall happen, provided the sureties shall not be liable for more than the penalty on the bond.

In all cases where the state or any political subdivision, board, or commission or any public officer is interested in any amount recovered under such bond, the amount of such recovery shall be deposited with the ~~State Treasurer~~ state treasurer and shall be distributed by him to those entitled thereto in accordance with a distribution computation prepared by the director of the department of finance and furnished by him to the ~~State Treasurer~~ state treasurer.

The provisions of this Section shall not be considered as affecting any of the powers, rights, and privileges afforded by existing laws to the various district attorneys of the state, to file and prosecute suits on assessor's bonds.

§1906. Salaries and expense funds; ~~Orleans excepted~~

A. There shall be a fund for the payment of the salaries and allowances of the assessors, and all recipients of taxes, whether state,

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parish, school, levee, drainage, or others, shall contribute their full proportion of the total due in accordance with the amount of taxes to be received by each. The pro rata due the assessor's salary and expense allowance, except exempted municipalities, shall be remitted ~~direct~~ directly to the assessor by the sheriff and ex officio tax collector from the first tax collections when the tax rolls are filed each year, and prorated among the state, parish, school, levee, drainage, and other recipients of taxes in proportion to the amount of taxes to be received by each.

B. In all cases where towns or cities are exempted by law, in whole or in part from the payment of parish taxes, such towns or cities shall pay to the assessor their proportionate share of the salary and expenses of the assessor, based upon the taxes such towns and cities would have paid into the parish treasury had they not been so exempted.

C. The assessors shall render to the legislative auditor sworn statements showing the total amount of taxes assessed for account of the state, parish, school, road, drainage, levee, and all other purposes, also showing the portion thereof that may be appropriated to be due upon his salary and expenses by each recipient. A copy of the report, certified by the legislative auditor, shall also be filed with the sheriff and ex officio tax collector, and a copy of the certified report shall be filed with the tax collectors of the exempted municipalities.

D. The pro rata due the assessor's salary and expense allowance by the various tax recipients, except exempted municipalities, as shown by the compensation statement, shall be paid ~~direct~~ directly to the assessor by the sheriff and tax collector from the first tax collections. The pro rata due by each exempted municipality, as shown by the compensation statement, shall be paid by the municipality ~~direct~~ directly to the assessor.

E.(1) The governing authority of the parish and the parish school board shall advance to the assessor's salary and expense fund such funds as may be necessary in proportion to the amount of taxes levied by each for all purposes, as shown by the last completed and filed tax roll, inclusive of all special taxes levied by road and school districts, which advances so made shall be reimbursed without interest to the governing authority and parish school board by the assessor's salary and expense fund when the compensation provided for is paid to the assessor by the parish sheriff and ex officio tax collector and the exempted municipalities.

(2) However, in the parish of Caldwell, when the assessor finds that the governing authority of the parish or the parish school board, or both, are unable to advance such funds because of financial constraints, the assessor is hereby authorized to borrow money from a bank or other lending institution as may be necessary.

(3) The assessor of Sabine Parish is further authorized to borrow an amount necessary to complete the task of reappraisal and reassessment in his parish for the 1988 tax roll and to contract with all tax recipient bodies to share equally in the cost of such reappraisal and the repayment of said loan. The lending institution shall be a fiscal agency of the parish as provided for in Parts I and II of Chapter 7 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950. The interest rate shall not exceed seven percent per annum and the term of the loan shall not exceed four years. The assessor shall demonstrate the need for the amount of the loan, not to exceed sixty thousand dollars, and it shall be repaid by him from an additional expense allowance granted in each of the fiscal years commencing in the 1987-1988 Fiscal Year and concluding in the 1990-1991 Fiscal Year. These additional funds shall be paid to the assessor on a pro rata basis, and all recipients of taxes, whether parish, school, municipality, levee, drainage, or others, shall contribute their full proportion of the total due in accordance with the amount of taxes to be received by each. All funds collected by the assessor under the provisions of this Paragraph shall be used exclusively to repay the outstanding loan authorized herein.

F. The advance payments required by Subsection E shall be paid not later than January 31 ~~thirty-first~~ in the parish of East Baton Rouge.

§1907. Salaries

A.(1) Notwithstanding any other provision of law to the contrary, except the provisions of Subsection H of this Section, in the performance of all duties required of them by law, the assessors of the various parishes ~~and of each district in Orleans Parish~~ shall receive an annual compensation, to be paid monthly on their own

warrant, based on the applicable population of the respective parishes ~~or of the respective districts in Orleans Parish~~ as per the schedule according to the latest decennial United States Census or the population estimates published pursuant to the United States Bureau of the Census Federal State Cooperative Program for Population Estimates.

Population	Compensation
(a) less than 24,999	\$ 60,000
(b) 25,000 to 99,999	\$ 65,000
(c) 100,000 to 299,999	\$ 70,000
(d) 300,000 and over	\$ 75,000
(e) 400,000 and over	\$ 80,000

(2) The president of the board of assessors for the parish of Orleans shall, for his services as president of the board, receive an extra compensation of one thousand dollars per annum.

(3) Nothing in this Section shall be construed to limit an assessor from participation in an eligible deferred compensation program established in accordance with Section 457 of Title 26 of the Internal Revenue Code. An assessor shall not authorize or receive an employer contribution that would be more favorable than that offered to the employees of the assessor's office.

§1908. Expenses; ~~Orleans~~ ~~excepted~~

C. The provisions of this Section shall apply to the annual expense allowance of the assessors throughout the state, ~~the parish of Orleans~~ ~~excepted~~; for the year 2004 and subsequent years. The said assessors shall be paid the expense allowance provided for herein, for making the assessments for the year 2004 and subsequent years.

§1925.3. Method of taxation; referendum to increase taxes beyond initial authorization

A. ~~Except in Orleans Parish, the~~ ~~The~~ district hereby created shall levy a tax on the assessed valuation of all taxable property appearing on the 1985 and subsequent tax rolls, without a vote of the people, in an amount that will produce for the district in the initial year that the option is exercised the same revenue as that authorized by law to be deducted pro rata from that year's tax roll for the assessor's salary and expense fund. In addition to the millage, the assessor shall file a compensation statement with the auditor in order to receive necessary funds to cover the expenses of the assessor's office for the current year. However, the taxes generated by the millage levied shall be collected free of deductions for retirement systems. The amount of millage to be assessed shall be determined and certified by the legislative auditor by dividing the net tax roll as of January first of the year of implementation into the salary and expense account and salary and personal expense allowance of the assessor for the current year. This millage adopted shall remain in effect in subsequent years unless changed as provided by law.

§1931. Membership

Assessments throughout the state shall be subject to review by boards of reviewers, consisting of the governing authorities in each parish, ~~except the parish of Orleans. In the parish of Orleans, the board of reviewers shall consist of the following: the mayor of New Orleans, as chairman, together with other members of the city government, a member of the Board of Liquidation or an executive employee thereof and a member of the Sewerage and Water Board or an executive employee thereof, which board members or executive employees shall be designated by said respective boards, the president of the Board of Levee Commissioners of the Orleans Levee District or an executive employee thereof and the president of the Orleans Parish School Board or an executive employee thereof. In the cases of the Board of Levee Commissioners of the Orleans Levee District and the Orleans Parish School Board, the respective board shall determine whether the president or an executive employee shall serve on the board of reviewers. In the parish of Orleans, the assessor of the municipal district wherein the property is situated shall act in a nonvoting advisory capacity to the board of reviewers, during the hearings on cases involving assessments of property situated in his district.~~

Beginning January 1, 1978, assessments in each parish throughout the state shall be subject to review by a board of review, consisting of the governing authority of each parish. In each parish, ~~except the parish of Orleans~~, the assessor and/or his designated

representative(s) shall act in a nonvoting advisory capacity to the board of review during the hearings on cases involving assessments of property. In the parish of Orleans, the assessor and/or his designated representative(s) of the municipal district wherein the property is situated shall act in a nonvoting advisory capacity to the board of review during the hearings on cases involving assessments of property situated in his district.

§1932. Compensation

The members of the boards of reviewers, parish of Orleans excepted, shall receive the same pay, for such length of time as they may be in session, as is now allowed police jurors, provided that if any board remain in session for more than fifteen days during any one year, only pay for that length of time shall be allowed.

The members of the board of reviewers for the city of New Orleans shall not receive any extra fee, compensation or allowance for their services.

Beginning January 1, 1978, all members of the board of review shall not receive any extra fee, compensation, or allowance for their services.

* * *
* * *

§1952. Place and time of listing and assessment

F. The tax collectors throughout the state, the parish of Orleans excepted, shall list for taxation for state and parish taxes all merchandise or stock in trade brought into the several parishes for sale after the assessment rolls for the year are completed, and such officer shall furnish the auditor a duplicate of such assessment, provided nothing in this paragraph shall apply to merchants or other parties who have been regularly assessed.

* * *

§1956. Preparation, distribution, and return of blank forms for listing and assessing of property

A.(1) The tax commission may require the assessors to make up assessment lists in a formal manner and according to a method to be prescribed by it. In such assessment lists it may require the separate valuations of improved and unimproved property and the improvements thereon. The tax commission shall, before the first day of January of each year, prepare and have printed the blank forms prescribed for the listing and assessing of property, the parish of Orleans excepted. The tax commission shall furnish to each assessor throughout the state such quantity of such printed forms as will suffice to secure the listing of all property subject to taxation. In the parish of Orleans, the tax commission shall furnish such forms as may be requested by the board of assessors and approved by the tax commission.

(2) Each taxpayer, the parish of Orleans excepted, shall fill out a list of his property and make oath to its correctness, in the manner and form prescribed by law, and return such list to the assessor on or before the first day of April of each year. In the parish of Orleans, each taxpayer shall return a list of his property, duly sworn to, within twenty days after the form for such purpose shall have been left at his domicile or place of business. Each tax assessor, in person or by a duly qualified deputy, is authorized to administer oaths or affirmations in the manner required by law for administering oaths. Any willful misstatement to the assessor, or any authorized deputy, made under oath, shall be considered and punished as false swearing, as provided by the laws of this state in other cases.

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§1958. Listing and assessing of lands

E. If the land to be assessed is a tract or a lot known by name, or if the owner's name be known, it shall be designated by those particulars and by its boundaries; if it has no name or the name be unknown, it shall be designated by its boundaries or by divisions, pursuant to the United States surveys. In all cities, towns, or villages, the assessor shall designate the number of lots according to the plan of such cities, towns, or villages, or according to the plat or plan or the squares designated by such particular plat or plan. If no plat or plan is known of any city, town, or village, or square within the same, it shall be lawful for the assessor to describe it by boundaries of the streets within which it is situated, giving in all cases the dimensions; the assessment in incorporated towns and villages shall be in separate columns and shall designate the name of the streets on which the lots front. In the parish of Orleans, the several municipal districts shall

be subject to such subdivisions as exist, pending new surveys and apportionments.

§1959. Listing and assessment; assessor's records

The auditor shall furnish to each parish, with the assessment rolls, a blank map of each township in such parish, in book form, four inches to the square mile by scale, divided and subdivided into sections, quarters, and sixteenths of sections. The assessor shall check off on such maps all public lands belonging to the United States and the state of Louisiana; the remainder, he shall write in each sixteenth of a section or other part thereof, the owner's name.

The governing authority of each parish in which no abstract of land entries exists shall have one made to conform with the township and range maps of the United States, and in parishes where such abstract exists, the governing authority shall cause it to be revised and completed up to the first day of January of each year, for the use of the assessors.

Any person selling or buying real estate and attaching to the act of sale a map for the purpose of describing the property shall file a copy of the map with the assessor of the parish where the property is situated. Any person filing a map with the recorder of conveyances for the purpose of showing the location and describing city, town, or village lots, or for the purpose of showing the location of any addition or subdivision to any town, city, or village, shall also file a copy of the map with the assessor of the parish where the property is located. Any person failing to comply with the provisions of this paragraph shall be fined not more than twenty-five dollars nor less than five dollars or imprisoned for not more than thirty days nor less than ten days. The provisions of this paragraph shall not apply to the parish of Orleans.

The Register of the State Land Office shall furnish annually, on the first Monday of February, to the assessors of each parish, the list of all the lands that may have been entered or sold during the preceding year, together with the names of the persons entering or purchasing such lands.

Any individual, firm, association, or corporation whose business may consist in manufacturing or dealing in articles that are exempt and articles that are not exempt shall be required to keep separate accounts thereof so that the assessor can readily determine the amount of exempt and the amount of taxable property; such individual, firm, association, or corporation shall make a sworn statement thereof within the first twenty days of January of each year. The failure to make a sworn return as herein provided shall constitute a misdemeanor punishable upon conviction by fine or imprisonment, or both, at the discretion of the court.

* * *

§1964. Listing and assessing of property of unknown owners

Each tax assessor, parish of Orleans excepted, on and after the first day of January of each year, shall examine the records in the office of the recorder of mortgages and shall otherwise make faithful inquiry and investigation to ascertain what taxable property in his district or parish belongs to residents, to absent owners, and to unknown owners. The assessor shall make a separate list describing each tract of land and other items of taxable property belonging to any owner whose name is unknown and shall affix the valuation thereof in person or by sworn deputy, unless the owner, or his agent or attorney, shall have delivered to him a correct and complete tax list containing the name and post office address of the absent owner and of his agent or attorney, on or before the first day of June. The assessor shall fill out a separate assessment form describing each tract of land and other property belonging to each unknown owner and shall affix a separate valuation to each separate tract.

Whenever property has been listed and assessed in the name of unknown owners, or of persons other than the real owners, and the tax collector subsequently discovers the real owner thereof, he shall at once notify the real owner that certain described property belonging to him has been assessed to unknown owners, or to any other person, and call upon him to come forward within ten days from the service of such notice and show cause why the listing and valuation of the property should not stand as final. The tax collector shall also at once notify the assessor of the fact that certain described property or properties, assessed to unknown owners, or to persons other than the real owners, has been discovered to be the property of a certain named person, and the assessor shall, after ten days' notice to the owner, make the necessary correction upon his rolls and the

June 14, 2006

rolls in the office of the recorder of mortgages and auditor.

§1969. Listing and assessing of bank stock; branch banks

When any bank, banking company, firm, association, or corporation engaged in the banking business, chartered under the laws of this state, any other state, or the United States, or chartered under the laws of another country doing business in this state, shall operate a branch bank or banks, banking office or banking offices, in different municipalities wholly within the limits of the parish of its legal domicile, its tax assessment for state and local purposes may be assessed at its domicile or may be apportioned among the various municipalities in which such bank and its branch or branches are located in the proportion which the respective amount of deposits in such branches shall bear to the total deposits of such bank and its branches, the amount of deposits to be determined as of the thirty-first of December of the preceding year. This Section shall not affect, supersede, or modify other laws upon the same subject matter, but shall be supplementary thereto, and its exercise discretionary with the banks, banking companies, firms, associations, or corporations affected hereby. This Paragraph shall not apply to the parish of Orleans.

§1987. Time when listing of property concluded

A. The preparation and listing on the assessment lists of all real and personal property shall be completed by the assessor the parish of Orleans excepted, on or before the first day of July in each year. The assessors in and for the parish of Orleans Parish assessor shall complete the work of preparing and making up the assessment lists for the following calendar year on all real and personal property in the parish by the first day of August of each year. For the year 2006 only, because of the extraordinary circumstances due to Hurricane Katrina, the assessors in and for the parish of Orleans Parish assessor shall complete the work of preparing and making up the assessment lists for the year 2006 by December 31, 2005.

§1992. Inspection of assessment lists; notification and review of assessments by board of review; hearing officers

F. In Orleans Parish, the procedure for review of assessments shall be as follows:

(1) Each assessor shall prepare and make up the lists showing the assessment of immovable and movable property in and for his district; the lists shall be exposed daily, except Saturday, Sunday, and legal holidays, for inspection by the taxpayers and other interested persons during the period August first through August fifteenth of each year unless August fifteenth falls on a weekend or a legal holiday, when the period shall extend until the next business day. Each assessor shall give notice of such exposure for inspection in accordance with rules and regulations established by the Louisiana Tax Commission. On or before the tenth business day after August fifteenth, the assessors shall certify their rolls to the board of review. However, for tax year 2006 only, the lists shall be exposed daily, except Saturday, Sunday, and legal holidays, for inspection for a period of fifteen days. On or before the tenth day after the completion of public inspection, the assessors shall certify their rolls to the board of review.

(2) The board of review shall consider all written complaints which have been filed in compliance with the following procedure:

(a) The complaint form provided by the board, through the office of the assessor, must be completed in conformity with the requirements of the board of review.

(b) The complaint form must be received in the assessor's office within three business days after the last date on which the lists are exposed.

(c) The form must be forwarded by the assessor and received by the board of review within seven business days after the last date on which the lists are exposed.

(d) The taxpayer must have timely filed the reports as required by R.S. 47:2301 et seq. and R.S. 47:2321 et seq.

(3) The board of review shall convene hearings on or before September fifteenth. The board may create one or more hearing officers, any one of whom shall be a member of the board of review and who may conduct all required public hearings of the board with or without the presence of the other members, provided that no final

action may be taken by such board of review unless a quorum is present. The board may make a determination to increase or decrease the assessment of real or personal property made by the assessor in accordance with the fair market or use valuation determined by the board.

(4) The board of review shall certify the assessment list to the Louisiana Tax Commission on or before October twentieth of each year.

G. F. The period for inspection of the assessment lists as provided for in this Section in each parish except Orleans, shall, for the tax year beginning 1990 and in every tax year thereafter, be a period of fifteen days, beginning no earlier than August fifteenth and ending no later than September fifteenth. However, for the year 2005 only, the September fifteenth deadline for completion of the period for inspection shall be suspended and waived.

§1993. Preparation and filing of rolls by assessor

D.(1) Each tax assessor, parish of Orleans excepted, shall complete and file the tax roll of his parish on or before the fifteenth day of November in each calendar year. The officer having custody of the assessor's salary and expense fund shall withhold from the assessor's salary five dollars for each day of delay in the filing of the roll after such date.

§1997. Filing of rolls, payment of taxes, and sale of property for delinquent taxes; Orleans Parish

A. Beginning with the year 1963, on or before the fifteenth day of October of each year, copies of the rolls showing the final assessment of real and personal property shall be sent to the city and state tax collector for the parish of Orleans, the state comptroller, the recorder of mortgages for the parish of Orleans, and the director of finance of the city of New Orleans. The collection of taxes shall begin on the first day of January of the year for which such taxes are levied. Said taxes may be paid in two equal installments payable, respectively, in January and May of each year beginning with the year 1964, provided that the taxpayer shall pay one-half of said taxes during the month of January. Unless the taxpayer during the month of January shall pay all real estate, personal, and public utilities taxes on property owned by him in the parish of Orleans or one-half thereof, as hereinabove provided, the entire amount of such taxes shall become delinquent on the first day of February, and said taxes shall bear ten percent per annum delinquent penalty from the date of delinquency until paid. If a second installment is elected as hereinabove provided, it shall be delinquent on the last day of May and shall bear the ten percent per annum delinquent penalty from the date of delinquency until paid. On the thirty-first day of December of each year, commencing with December 31, 1963, the director of finance of the city of New Orleans, under such regulations as may be prescribed by the city council, shall forthwith proceed to advertise and sell for delinquent taxes the real estate and public utilities upon which taxes are delinquent and shall also proceed to enforce the collection of delinquent personal property taxes. The proceedings by the director of finance for the enforcement of the payment of delinquent real estate, personal property, and public utilities taxes shall be in the manner and form as now provided by law.

B. Beginning with the year 1971, on or before the fifteenth day of October of each year, copies of the rolls showing the final assessment of real and personal property shall be sent to the city and state tax collector for the parish of Orleans, the state comptroller, the recorder of mortgages for the parish of Orleans, and the director of finance for the city of New Orleans. The collection of taxes shall begin on the first day of January of the year 1972, and for each year thereafter, for which such taxes are levied. Beginning with the year 1972, the entire amount of such taxes shall become delinquent on the first day of February and said taxes shall bear ten percent per annum delinquent penalty from the date of delinquency until paid. On the thirty-first day of December of each year, commencing with December 31, 1972, the director of finance of the city of New Orleans, under such regulations as may be prescribed by the city council, shall forthwith proceed to advertise and sell for delinquent taxes the real estate and public utilities upon which taxes are delinquent and shall also proceed to enforce the collection of delinquent personal property taxes. The proceedings by the director

of finance for the enforcement of the payment of delinquent real estate, personal property, and public utilities taxes shall be in the manner and form as now provided by law.

C. For tax year 2006 only, copies of the rolls showing the final assessment of real and personal property shall be sent to the city and state tax collector for the parish of Orleans, the state comptroller, the recorder of mortgages for the parish of Orleans, and the director of finance for the city of New Orleans on or before January 30, 2006. The collection of taxes shall begin as soon thereafter as practicable, and the entire amount of such taxes shall be paid on or before the thirtieth day of April 2006, and said taxes shall bear ten percent per annum delinquent penalty thereafter until paid.

Section 9. R.S. 47:1909, 1910, 1910.1, 1910.2, 1960, and 1992(G) are hereby repealed in their entirety.

Section 10. This Act shall take effect and become operative if and when the proposed amendment of Article VII, Section 24 of the Constitution of Louisiana contained in the Act which originated as Senate Bill No. 141 of this 2006 Regular Session of the Legislature is adopted at the statewide election to be held on November 7, 2006, and becomes effective."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Scalise to Reengrossed Senate Bill No. 647 by Senator Duplessis

AMENDMENT NO. 1

In Amendment No. 2 of the set of House Floor Amendments proposed by Representative Badon and adopted by the House on June 6, 2006, on page 4, delete lines 8 and 9 in their entirety and insert the following:

"B. ~~In the parish of Orleans, there shall be elected seven tax assessors, one from each municipal district. At the local municipal election held every four years, there shall be elected in Orleans Parish by the qualified voters thereof, one tax assessor, who shall hold office for four years from and after the thirty-first day of December of the year in which he is elected.~~

Senator Duplessis moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	
Duplessis	Marionneaux	

Total - 37

NAYS

Heitmeier
Total - 1

ABSENT

Ullio
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on

the table.

**Senate Bills and Joint Resolutions
Returned from the House
of Representatives with Amendments,
Subject to Call**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Dardenne asked that Senate Bill No. 229 be called from the Calendar at this time.

SENATE BILL NO. 229—

BY SENATORS DARDENNE, BAJOIE AND DUPRE
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.11(C) of the Constitution of Louisiana, relative to the Louisiana Coastal Restoration Fund; to provide for the uses of monies in the fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Engrossed Senate Bill No. 229 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 2, after "to" delete the remainder of the line and insert the following:

"add Article VII, Section 10.2(F) and to repeal Article VII, Section 10.11 of the Constitution of Louisiana, relative to coastal protection and restoration;"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety, and at the beginning of line 4, delete "fund" and insert the following:

"to provide for the deposit of a portion of the proceeds of any tobacco securitization into the Coastal Protection and Restoration Fund; to repeal the Louisiana Coastal Restoration Fund"

AMENDMENT NO. 3

On page 1, line 8, change "amend" to "add"

AMENDMENT NO. 4

On page 1, line 9, change "Section 10.11(C)" to "Section 10.2(F)"

AMENDMENT NO. 5

On page 1, delete lines 10 through 17, and on page 2, delete lines 1 and 2 in their entirety, and insert the following:

"§10.2. Coastal Protection and Restoration Fund
Section 10.2.

* * *

(F) Notwithstanding the provisions of Article VII, Section 10, Article VII, Section 10.3, Article VII, Section 10.8, or any other provision of this constitution to the contrary, if, after July 1, 2006, the state securitizes any portion of the revenues received from the Master Settlement Agreement executed November 23, 1998, and approved by Consent Decree and Final Judgment entered in the case "Richard P. Ieyoub, Attorney General, ex rel. State of Louisiana v. Philip Morris, Incorporated, et al.", bearing Number 98-6473 on the docket of the Fourteenth Judicial District for the parish of Calcasieu, state of Louisiana, the treasurer shall transfer to the fund established in Paragraph A of this Section twenty percent in the aggregate of the revenues received as a result of the securitization occurring after July 1, 2006.

Section 2. Be it resolved by the Legislature of Louisiana, two-

June 14, 2006

thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to repeal Article VII, Section 10.11 of the Constitution of Louisiana."

AMENDMENT NO. 6

On page 2, line 3, change "Section 2" to "Section 3"

AMENDMENT NO. 7

On page 2, line 4, change "November 7, " to "September 30,"

AMENDMENT NO. 8

On page 2, line 6, change "Section 3" to "Section 4"

AMENDMENT NO. 9

On page 2, delete lines 10 through 13, and insert the following:

"Requires twenty percent of the proceeds of tobacco securitization to be deposited in the Coastal Protection and Restoration Fund and repeals the Louisiana Coastal Restoration Fund. (Adds Article VII, Section 10.2(F); Repeals Article VII, Section 10.11)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Dove and Alario to Engrossed Senate Bill No. 229 by Senator Dardenne

AMENDMENT NO. 1

In Amendment No. 5 proposed by the House Committee on Natural Resources and adopted by the House on May 30, 2006, on page 1, at the beginning of line 21, after "(F)" and before "Notwithstanding" insert "(1)"

AMENDMENT NO. 2

In Amendment No. 5 proposed by the House Committee on Natural Resources and adopted by the House on May 30, 2006, on page 1, between lines 33 and 34, insert the following:

"(2) Eighteen Million Dollars received as a result of the securitization occurring after July 1, 2006, shall be deposited into the Barrier Island Stabilization and Preservation Fund to be used for purposes of the Louisiana Coastal Wetlands Conservation and Restoration Program.

(3) The fund balance limitations provided for in Paragraph (B) of this Section relative to the mineral revenues deposited to this fund shall not apply to revenues deposited pursuant to the provisions of this Paragraph."

AMENDMENT NO. 3

In Amendment No. 5 proposed by the House Committee on Natural Resources and adopted by the House on May 30, 2006, on page 2, line 11, after "Fund" and before "and" insert a comma "," and "with a portion to be used for barrier island stabilization and preservation,"

Senator Dardenne moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, McPherson. Lists names of members who voted 'yeas'.

Duplessis Total - 38

Marionneaux

NAYS

Total - 0

ABSENT

Jackson Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator Dardenne moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Called from the Calendar

Senator Mount asked that Senate Bill No. 645 be called from the Calendar at this time.

SENATE BILL NO. 645—

BY SENATORS MOUNT AND SCHEDLER AND REPRESENTATIVE BRUNEAU

AN ACT

To amend and reenact R.S. 13:1, 474, 477(introductory paragraph), 691(A), 759, 842(A), 846(A)(introductory paragraph), and 901, R.S. 18:402(D), and R.S. 44:71; to enact R.S. 13:474.1, 477(41), 621.41, 621.42, 714.1, 714.2, 751.1, 751.2, 751.3, 751.4, 841.3, 983, 996.62 through 996.64, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:181 through 185; and to repeal R.S. 9:2745, R.S. 13:471, 1001 through 1147, 1271 through 1305, 1312, 1335 through 1347, and 1381.1 through 1400, R.S. 18:514(B), and Part III of Chapter 5 of Title 35 of the Louisiana Revised Statutes of 1950, comprised of R.S. 35:321 through 338, and Chapter 3 of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:201 through 268, relative to the reorganization and consolidation of courts, offices, and officers of the judicial system in and for certain parishes; to provide relative to the register of conveyances and recordation for certain parishes; to provide, delineate, and otherwise designate the powers, authority, duties, functions, compensation, fees, and related matters concerning the civil and criminal district courts, clerks of the civil and criminal courts, the office and custodian of notarial records, the office of the register of conveyances, the office of the recorder of mortgages, and other judicial officers and officials for certain parishes, to create the Forty-First Judicial District, its subsequent courts, magistrate, and commissioners, to create the Consolidated Expense Fund for the Forty-First Judicial District and the Consolidated Expense Fund Board; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single clerk of court for certain parishes commencing with the next election for parochial and municipal officers in the parishes; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to request the Judicial Council to review and make recommendations on the optimum number of district court judges in certain parishes based on certain data; to request the Louisiana State Law Institute to change statutory references including the renumbering of provisions consistent with the provisions of this Act; to provide for an effective date; to provide for a referendum in Orleans Parish; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Bruneau to Re-Engrossed Senate Bill No. 645 by Senator Mount (Duplicate of House Bill No. 514)

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 13:1," insert "471,"

AMENDMENT NO. 2

On page 1, line 4, after "621.42," insert "621.43, 621.44 through 621.46,"

AMENDMENT NO. 3

On page 1, line 5, delete "996.62 through 996.64, and" and insert "1312.1 and R.S. 33:1500,"

AMENDMENT NO. 4

On page 1, delete lines 7 and 8 in their entirety and insert the following:

"R.S. 9:2745, R.S. 13:1136, 1137, 1211.1, 1212.1, 1312(B) through (D), 1335 through 1338, 1371, 1371.1, 1371.2, 1377(B) and (C), 1381.4(B) through (D), and 1595.2(B) and (C), R.S. 18:402(D)(3) and 514(B), R.S. 33:1501.1 and 1519.1, and Part III of Chapter 5"

AMENDMENT NO. 5

On page 1, line 12, after "consolidation of" delete the remainder of the line and at the beginning of line 13, delete "certain parishes;" and insert the following:

"the civil and criminal district courts and juvenile court, clerk of the civil and criminal district courts, and civil and criminal sheriffs in and for the parish of Orleans;"

AMENDMENT NO. 6

On page 1, at the beginning of line 14, delete "certain arishes;" and insert "the parish of Orleans;"

AMENDMENT NO. 7

On page 1, line 16, after "criminal courts," insert "the civil and criminal sheriffs,"

AMENDMENT NO. 8

On page 2, at the end of line 1, delete "certain" and at the beginning of line 2, delete "parishes;" and insert "the parish of Orleans;"

AMENDMENT NO. 9

On page 2, line 2, after "subsequent" delete "courts," and insert "divisions,"

AMENDMENT NO. 10

On page 2, line 3, after "commissioners," delete the remainder of the line and delete line 4 in its entirety and insert the following:

"; to abolish the Orleans Parish Juvenile Court and transfer its jurisdiction; to extend the terms of office of the judges of the juvenile court now in office; to transfer the jurisdiction of the juvenile court to the Forty-First Judicial District Court; to provide for the juvenile section of the Forty-First Judicial District Court; to create the Consolidated Judicial Expense Fund for certain courts; to provide for the"

AMENDMENT NO. 11

On page 2, line 6, after "single" insert "sheriff and" and change "certain parishes" to "the parish of Orleans"

AMENDMENT NO. 12

On page 2, line 7, delete "the parishes;" and insert the following:

"Orleans Parish; to provide for the abolition of the separate offices of the civil and criminal sheriff; to provide for submission of a plan requesting preclearance of the election of the sheriff pursuant to the Voting Rights Act;"

AMENDMENT NO. 13

On page 2, line 10, after "provisions;" delete the remainder of the line and delete lines 11 through 14 in their entirety and insert the following:

"to provide for continuation of retirement system coverage; to provide for the reduction by attrition of judges upon retirement pursuant to recommendations of the Judicial Council; to direct the Louisiana State Law Institute to change statutory references

necessitated by this Act and to make recommendations it deems necessary to clarify or modify its provisions, including the elimination of antiquated provisions; to provide for effective dates; and to provide"

AMENDMENT NO. 14

On page 2, after line 16, insert the following:

"Section 1.(A) Legislative intent and authority. The legislature recognizes that there should be effective, efficient, and economic administration of governmental services at all levels. It is the intent of the legislature that the public interest is best served by the elimination, to the fullest extent practicable, of the duplication of effort within local government in order to expend public funds more efficiently and wisely and to meet more effectively and conveniently the needs of the people who provide the revenues for its operations, particularly in the wake of devastation wrought by hurricanes Katrina and Rita. It is the public policy of this state to ensure that all courts, officials, and offices enumerated in Article V of the Louisiana Constitution of 1974 are structured in a manner which is responsive to the needs of the people, operated efficiently, and consistent with the funds available. The state, as well as the city of New Orleans and its citizens, now have limited resources with which to support the number of judges and judicial offices it did prior to the hurricanes. While the legislature recognizes that many cities and parishes throughout the coastal areas of the state were devastated by hurricanes Katrina and Rita and their recovery should be addressed, this Act is intended to address the consolidation of some of the judicial offices of the city of New Orleans. The legislature finds that the structure of the judiciary in Orleans Parish is fragmented and inefficient and must be fundamentally changed if the city/ Orleans Parish is to flourish in the post-Katrina/Rita world. The costs of operating one district court, one clerk of the district court, and one sheriff will inherently be less due to economies of scale. The legislature recognizes that the city of New Orleans is of economic, historical, and cultural significance to this state and to this nation and that efficiency of its judiciary and offices comprising the judiciary is fundamental and that the legislature should provide the best framework for its future recovery. The consolidation of the courts and officers covered by this Act is critical to the future financial stability of the city and will ultimately lessen the financial burden to the citizens of the city of New Orleans and this state. The legislature recognizes that a judicial system founded 200 years ago is unrealistic and not viable in the 21st century. The legislature does hereby enact these provisions in accordance with the authority granted in Sections 16, 18, and 32 of Article V of the Louisiana Constitution of 1974.

(B) One district court. It is the intent of the legislature that there be one district court for the parish of Orleans - the Forty-First Judicial District Court. The consolidation of the civil, criminal, and juvenile courts of the parish of Orleans into one Forty-First Judicial District Court is required for judicial efficiency and the timely administration of justice and will ultimately provide financial stability for all of the courts.

(C) One clerk of court. The legislature finds that there should be one clerk of the Forty-First Judicial District Court. In all parishes of the state, except Orleans Parish, there is one clerk of court in which all instruments and acts are filed for record. In Orleans Parish, all notarial acts are required to be filed and deposited in the office of the custodian of notarial records, all conveyances and leases of immovables are required to be recorded in the office of the register of conveyances, and all mortgages and encumbrances on movable and immovable property are required to be recorded in the office of the recorder of mortgages. It is the policy of this state that the manner in which acts of conveyance or mortgage of immovable property, chattel mortgages, filings under Chapter 9 of the Louisiana Commercial Laws, notarial acts, and all other acts filed for public record shall be uniform throughout the state and that the citizens of the city and parish of Orleans should be afforded the convenience and economy of filing a document for record in one office.

(D) One sheriff. The legislature recognizes that the consolidation of the powers, duties, functions, and employees of the civil and criminal sheriffs into a single sheriff of the parish of Orleans is in the best interest of the citizens of the parish of Orleans and the state of Louisiana and that the historical reasons for having two sheriffs are no longer valid and sound economically.

(E) Legislation action required now. The constitution prohibits decreasing the terms of judges and other elected officials during their terms of office, and accordingly, some of the provisions of this Act will not effect a consolidation until 2009, 2010, and 2015, respectively. The legislature declares, however, that the process must begin now so that the elected officials covered by this Act as well as their employees and the citizens of New Orleans can plan for the future and know that the district court, clerk, and sheriff are structured in the most efficient manner with vision for the future and not in a system established two centuries ago."

AMENDMENT NO. 15

On page 2, at the beginning of line 17, change "Section 1." to "Section 2." after after "R.S. 13:1," insert "471," and at the end of the line delete "842(A)."

AMENDMENT NO. 16

On page 2, line 19, after "621.42," insert "621.43,"

AMENDMENT NO. 17

On page 2, line 20, delete "996.62 through 996.64" and insert "1312.1"

AMENDMENT NO. 18

On page 2, at the end of line 24, insert "of Orleans ~~parish~~ Parish"

AMENDMENT NO. 19

On page 3, at the end of line 4, insert "ORLEANS PARISH EXCEPTED"

AMENDMENT NO. 20

On page 3, after line 5, insert the following:

"§471. Scope of Chapter 4

The Except as otherwise provided by law to the contrary, the general provisions of R.S. 13:472 through 13:967 inclusive this Chapter shall not apply to the district courts court of Orleans parish, except as provided in Title 13, Chapter 5 Parish."

AMENDMENT NO. 21

On page 3, line 21, after "judges" and before the comma "," insert "of the civil section of the Forty-First Judicial District Court"

AMENDMENT NO. 22

On page 3, line 23, after "judges" insert "of the civil section"

AMENDMENT NO. 23

On page 4, line 28, after "Consolidated" insert "Judicial"

AMENDMENT NO. 24

On page 5, line 1, delete "the clerk of court and/or"

AMENDMENT NO. 25

On page 5, at the beginning of line 2 and after "acting" change "presiding" to "chief"

AMENDMENT NO. 26

On page 5, at the end of line 18, delete "not less than"

AMENDMENT NO. 27

On page 5, at the end of line 19, insert the following:

"The number of judges of the court shall be reduced by attrition and retirement of judges of the court upon implementation by the legislature of the plan recommended by the Judicial Council as provided by Act No. 16 of the 2006 First Extraordinary Session. As used in this Section, unless the context clearly requires otherwise "district court" shall mean the Forty-First Judicial District Court."

AMENDMENT NO. 28

On page 5, at the end of line 22, change the period "." to a comma "," and insert the following:

"including jurisdiction previously vested with the Civil District Court for the parish of Orleans including the provisions of R.S. 13:1139 and 1140 and the jurisdiction previously vested with the Criminal District Court for the parish of Orleans.

B. Respecting seniority and the requirement that all cases be assigned randomly within multi-judge sections, the judges of the Forty-First Judicial District Court, by rule adopted by a majority vote of the judges sitting en banc, shall create and assign certain divisions of the court to civil, criminal, and domestic relation sections of the court. When the juvenile section of the Forty-First Judicial District Court is established, the court shall also assign divisions to the juvenile section of the court created as provided in R.S. 13:621.44 through 621.46."

AMENDMENT NO. 29

On page 5, delete lines 23 through 27 in their entirety

AMENDMENT NO. 30

On page 5, at the beginning of line 28, change "(2)" to "C." and after "assignments to" change "divisions," to "sections."

AMENDMENT NO. 31

On page 5, line 29, after "of the" insert "district" and at the end of the line insert the following:

"The Forty-First Judicial District shall have four sections of court: a criminal, civil, domestic relations, and juvenile. The divisions assigned to the domestic relations section shall be subject to the provisions of R.S. 13:621.42 and as presently provided in R.S. 13:1138. The juvenile section shall not become effective until the terms of office of the judges of the Juvenile Court of the parish of Orleans expire and the court is abolished and the juvenile section is created in accordance with R.S. 13:621.44 through 621.46.

D.(1) The criminal section of the Forty-First Judicial District Court shall be composed of not fewer than twelve divisions and a magistrate division excluding the commissioners, and for the purpose of nomination and election only, shall be designated as Divisions "A", "B", "C", "D", "E", "F", "G", "H", "I", "J", "K", and "L", and the magistrate division, with a judge presiding over each division. The judges and magistrate presently presiding over the same respective alphabetical designations and the magistrate of the magistrate division of the Criminal District Court for the parish of Orleans having jurisdiction over criminal matters shall continue to serve until the thirty-first day of December of the year in which their terms expire.

(2) The criminal section of the Forty-First Judicial District Court shall be assigned the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of Orleans if the jurisdiction is not vested by law in some other court.

(3) The judges of the criminal section of the district court shall be assigned and have the power to act as committing magistrates in all felony charges and to hold preliminary examinations with authority to bail or discharge or to hold for trial in all cases before said court. They also may adopt all necessary rules with respect thereto.

(4) The criminal section of the court shall be assigned civil commitment proceedings when the court determines a mentally defective defendant, who is under the jurisdiction of the court on pending criminal charges but is incapable of standing trial, is a danger to himself or others and is unlikely in the foreseeable future to be capable of standing trial.

(5) The criminal section of the district court shall be assigned the appeals of all cases tried before the Municipal Court of New Orleans and the Traffic Court of New Orleans. Appeals from the municipal and traffic courts shall be on the law and the facts and shall be tried upon the records made and the evidence offered in said courts by the judge to whom the appeal shall be allotted. The judges of the criminal section shall adopt rules regulating the manner of taking and hearing and deciding such appeals.

(6) The criminal section of the court shall be assigned criminal matters and shall have general supervisory jurisdiction over the municipal and traffic courts of New Orleans and shall have authority to issue writs of habeas corpus in criminal cases, as well as such other writs and orders as are necessary in aid of the jurisdiction of the court.

(7) All of the judges of the criminal section shall hold court in one building in the city of New Orleans, unless otherwise provided by law.

E.(1) The civil section of the Forty-First Judicial District Court

shall be composed of not fewer than fourteen divisions, which shall be designated for the purpose of nomination and election only, as Civil Divisions "A", "B", "C", "D", "E", "F", "G", "H", "I", "J", "K", "L", "M", and "N" with a judge presiding over each division. The judges presently presiding over the respective alphabetical designations of the Civil District Court for the parish of Orleans having jurisdiction over civil matters shall continue to serve until the thirty-first day of December of the year in which their terms expire.

(2) The civil section of the Forty-First Judicial District Court shall be assigned civil matters as provided in this Section and as otherwise provided by law.

(3) The civil section of the district court shall be assigned the appeals of all cases tried in the city courts of said court where the amount in dispute, value of the movable property involved, or fund to be distributed does not exceed one hundred dollars, exclusive of interest. These appeals shall be tried de novo by a single judge and without a jury; however, the district court may provide by rule that no evidence shall be admitted on the trial de novo which was not offered in the city court unless it is shown to the satisfaction of the court that despite the exercise of reasonable diligence by the party offering it such evidence could not have been produced at the trial in the city court.

(4) All of the judges of the civil section of the district court shall hold court in one building in the city of New Orleans, including the judges of the First City Court, except for the judge of the Second City Court, who may hold court, by local rule on the east bank of the Mississippi River and including the juvenile section of the court when it is established.

F. The judges of the Forty-First Judicial District Court shall be elected by the qualified electors of the parish of Orleans for terms of six years at the congressional election immediately preceding the expiration of their terms as provided in Subsections D and E of this Section and every six years thereafter. Each judge shall take office on the first day of January of the year following election and shall serve through December thirty-first of the last year of his term. Each of the judges of the alphabetical divisions enumerated in Subsections D and E of this Section, including the magistrate, shall be presided over by a judge of the court. Any candidate for election to the office of judge of this court must designate the division for which he is a candidate, and, if elected, shall succeed to the office of judge of the division for which he was a candidate. The judge oldest in continuous service of the district court shall preside, and in the event two or more judges shall have served the same length of time, the judge oldest in years shall preside.

G. On the date that the Forty-First Judicial District Court becomes effective, all of the books, papers, records, monies, actions, and other property of every kind and description, movable and immovable, real and personal, possessed, controlled, or used by the Civil District Court for the parish of Orleans and Criminal District Court for the parish of Orleans shall be transferred and be owned, possessed, controlled, and used by the Forty-First Judicial District Court for the parish of Orleans. The employees of the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans shall be transferred in accordance with this Section and shall be subject to the supervision and control of the Forty-First Judicial District Court for the parish of Orleans. The employees transferred in accordance with this Section shall continue to contribute to the retirement system or pension fund to which they were contributing on the effective date of this Section, including the retention of all accrued benefits and contributions to which they were entitled on the effective date of this Section.

§621.42. Domestic relations section; Forty-First Judicial District Court

The judges sitting en banc of the district court shall create a domestic relations section of the district court from the judges elected from the fourteen divisions designated in R.S. 13:621.41(E)(1). The domestic relations section shall be assigned all cases involving domestic relations problems, including actions for divorce, annulment of marriage, establishment or disavowal of paternity of children, alimony, support of children, custody by habeas corpus or otherwise, visitation rights, and all matters incidental to any of the foregoing proceedings; issuance, modification, or dissolution of conservatory writs for the protection of community property; issuance of writs of fieri facias and garnishment under judgments for alimony, child

support, and attorney fees; partition proceedings following separation from bed and board; and partition proceedings following divorce judgments. "Domestic relations problems" as used in this Section shall not include tutorship proceedings and suits for separation of property.

§621.43. Forty-First Judicial District; criminal section

The criminal section of the Forty-First Judicial District Court shall have a position or office of judicial administrator, deputy judicial administrator, and assistants, at least thirteen law clerks, and at least four secretaries and shall provide for the conduct of the jury commission and sanity hearings, the cost of all of which shall be appropriated in the appropriation bill which provides for judicial expenses and shall be allocated by the Judicial Budgetary Control Council to such court.

* * *

AMENDMENT NO. 32

Delete pages 6 and 7 in their entirety and on page 8, delete lines 1 through 19 in their entirety

AMENDMENT NO. 33

On page 9, line 6, delete "Section," and insert "division, criminal section."

AMENDMENT NO. 34

On page 9, line 10, after "Court," insert "criminal section."

AMENDMENT NO. 35

On page 9, at the end of line 16, delete "The" and delete line 17 in its entirety

AMENDMENT NO. 36

On page 9, line 25, after "Court," insert "criminal section."

AMENDMENT NO. 37

On page 9, delete lines 27 through 29 in their entirety and on page 10, delete lines 1 through 10 in their entirety and insert the following:

"D. The magistrate shall hold court in the same building as is provided for the other judges of the criminal section of the Forty-First Judicial District Court by the city of New Orleans, and with the approval of the judges of the Forty-First Judicial District Court, assigned to the criminal section, acting en banc, may hear preliminary motions, conduct extradition hearings, accept pleas in misdemeanor cases, hear and render judgments in other matters, including misdemeanor cases, preliminary to the trial on the merits, conduct trials of misdemeanor cases, preside over jury trials of misdemeanor cases, and sign and issue search and arrest warrants upon probable cause being shown in accordance with law. The magistrate shall have the right to appoint a court reporter, deputy court reporter, and minute clerk as provided by law, and the criminal sheriff for the parish of Orleans shall appoint a crier and deputy sheriff for the section of the court created herein as provided by law.

E. The judges of the Forty-First Judicial District Court assigned to the criminal section, including the magistrate of the magistrate section of said court, acting en banc, shall prescribe rules and procedures not inconsistent with the constitution and laws of this state to be followed in all matters to be presented before the magistrate section."

AMENDMENT NO. 38

On page 10, at the end of line 11, insert a comma "," and "criminal section"

AMENDMENT NO. 39

On page 10, at the end of line 12 and the beginning of line 13, change "Magistrate Section" to "magistrate section"

AMENDMENT NO. 40

On page 10, line 17, change "Magistrate Section" to "magistrate section" and after "Court" and before the period "." insert "criminal section"

AMENDMENT NO. 41

On page 10, line 19, after "commissioners" delete the remainder of

the line and on line 20, delete "Court for the parish"

AMENDMENT NO. 42

On page 10, line 27, after "source as" delete the remainder of the line and insert "the same positions in the Forty-First Judicial District Court are paid."

AMENDMENT NO. 43

On page 10, line 28, after "Court," insert "assigned to the criminal section."

AMENDMENT NO. 44

On page 11, line 3, after "of the" insert "criminal division of the"

AMENDMENT NO. 45

On page 11, line 9, after "judges" insert "of the criminal division"

AMENDMENT NO. 46

On page 11, line 12, after "magistrate" delete "office" and insert "section division of the criminal section"

AMENDMENT NO. 47

On page 11, delete lines 14 through 21 in their entirety

AMENDMENT NO. 48

On page 11, delete lines 23 and 24 in their entirety

AMENDMENT NO. 49

On page 11, line 25, delete "Clerk" and insert "Orleans Parish; clerk"

AMENDMENT NO. 50

On page 11 line 26, delete "There" and insert "Beginning with the election for parochial and municipal officers in the parish of Orleans to be held in 2010, there"

AMENDMENT NO. 51

On page 11, line 27, delete "the parish." and insert "Orleans Parish."

AMENDMENT NO. 52

On page 11, line 28, delete "the parish." and insert "Orleans Parish."

AMENDMENT NO. 53

On page 12, line 3, after "parish" insert "of Orleans"

AMENDMENT NO. 54

On page 12, line 4, after "parish" insert "of Orleans"

AMENDMENT NO. 55

On page 12, line 8, after "parish" insert "of Orleans"

AMENDMENT NO. 56

On page 12, line 9, change "Matters." to "Section."

AMENDMENT NO. 57

On page 12, at the end of line 11, change "Matters." to "Section."

AMENDMENT NO. 58

On page 12, at the beginning of line 14, after "parish" insert "of Orleans"

AMENDMENT NO. 59

On page 12, at the end of line 14, after "parish" insert "of Orleans"

AMENDMENT NO. 60

On page 12, at the beginning of line 21, after "parish" insert "of Orleans"

AMENDMENT NO. 61

On page 12, at the end of line 21, after "parish" insert "of Orleans"

AMENDMENT NO. 62

On page 12, at the end of line 24, after "D." insert "(1)" and insert "of Orleans"

AMENDMENT NO. 63

On page 12, line 25, after "parish" insert "of Orleans"

AMENDMENT NO. 64

On page 12, at the end of line 28, delete "The" and delete line 29 in its entirety and on page 13, delete lines 1 through 7 in their entirety and insert the following:

"(2) The employees so transferred shall remain members of the Clerks' of Court Retirement and Relief Fund as long as they are employed by the clerk of the district court. Employee and employer contributions shall be made in accordance with law and from the same source."

AMENDMENT NO. 65

On page 13, line 13, after "of the" delete the remainder of the line and on line 14 delete "each fiscal year thereafter." and insert "salary fund as provided therein."

AMENDMENT NO. 66

On page 13, delete lines 21 through 29 in their entirety and on page 14, delete line 1 in its entirety and insert the following:

"§751.4. Cross-references
The provisions of R.S. 13:750 and 750.1 shall apply in Orleans Parish."

AMENDMENT NO. 67

On page 14, line 4, delete "clerks" and insert "clerk"

AMENDMENT NO. 68

On page 14, delete lines 13 through 26 in their entirety and insert the following:

"In civil and criminal matters, the clerk of the Forty-First Judicial District Court shall be entitled to demand and receive the same fees that the clerks of the civil and criminal district court were entitled to demand and receive on the date that the clerk takes office."

AMENDMENT NO. 69

On page 15, delete lines 14 through 29 in their entirety, delete pages 16 through 23 in their entirety, and on page 24, delete lines 1 through 23 in their entirety and insert the following:

"A. Effective January 1, 2009, the judges of the civil and criminal sections shall be authorized to appoint court reporters, in the same manner and number, who shall be paid from the same source, as provided by law on December 31, 2008. Effective January 1, 2015, the judges of the juvenile section shall be authorized to appoint court reporters, in the same manner and number, who shall be paid from the same source, as provided by law on December 31, 2014.

B. The fees charged by the court reporters of the civil and criminal sections shall be the same as charged by the court reporters of civil or district courts for the parish of Orleans, as may be applicable, on December 31, 2008.

* * *

§1312.1. Consolidated Judicial Expense Fund for the civil and criminal district courts; the juvenile court for the parish of Orleans; and the First and Second City Courts of the city of New Orleans

A.(1) There is hereby created a Consolidated Judicial Expense Fund for the civil and criminal district courts, the juvenile court for the parish of Orleans, and the First and Second City Courts of the city of New Orleans which shall be known as the "Consolidated Judicial Expense Fund". As used in this Section, "judges" shall mean the judges of the courts enumerated in this Subsection and the magistrate of the criminal district court. In the event that the juvenile court is abolished, the term "judges" shall also include the judges of the section or division exercising jurisdiction over such matters as the Orleans Parish Juvenile Court exercised prior to its abolition.

(2) A committee of the following judges shall administer and have control over the fund and all disbursements made therefrom: three judges from the civil district court selected by a majority of the judges of that court sitting en banc, three judges from the criminal district court selected by a majority of the judges of that court sitting en banc, one judge of the juvenile court for the parish of Orleans selected by a majority of the judges of that court sitting en banc, and one judge from the first or second city courts of New Orleans selected by a majority of the judges of both courts sitting en banc.

B.(1) Notwithstanding any other law to the contrary, effective January 1, 2007, all monies, deposits, accounts heretofore possessed, controlled, exercised, or used by a court or judge separately or collectively, but not limited to, by virtue of or in any way connected with the judicial expense fund created by R.S. 13:1312 and the sums required to be deposited in the fund by the clerks of the civil district court and the First and Second City Courts of the city of New Orleans, the register of conveyances, and the recorder of mortgages, the fines and forfeiture account created by R.S. 15:571.11(D) and allocated to the criminal district court of Orleans Parish, the cost fund created by R.S. 13:1377, the judicial expense fund created by R.S. 13:1381.4, the Restitution Fund created and authorized by the Code of Criminal Procedure Article 895.1, monies collected by the sheriff on premiums for commercial sureties in the parish of Orleans under R.S. 22:1065.1 and required to be remitted to and allocated to the Criminal District Court for the parish of Orleans under R.S. 22:1065.1(B)(1) and (3), monies in the judicial expense fund of the Orleans Parish Juvenile Court and funds collected pursuant to R.S. 13:1595.2, and any and all monies required to be paid to the courts or accounts of the courts enumerated in Subsection A of this Section shall be transferred to the Consolidated Judicial Expense Fund, and monies so allocated to the fund shall be continued to be paid from the same sources as provided therein into a special account designated as the Consolidated Judicial Expense Fund.

(2) This Section shall not apply to those funds collected pursuant to R.S. 13:1141(A) and R.S. 13:1381.1.

C. Whenever any of the several funds transferred pursuant to this Section is referred to or designated by the constitution or by any law or contract or other document after the effective date of the transfer of such fund, such reference or designation shall be deemed to apply to the Consolidated Judicial Expense Fund.

D. All of the monies transferred and all sums collected or received under this Section shall be remitted to the Consolidated Judicial Expense Fund. The judges shall cause to be conducted annually an audit of the fund and the books and accounts relating thereto, and shall file the same with the office of the legislative auditor where it shall be available for public inspection.

E.(1) The monies in the Consolidated Judicial Expense Fund may be used for any purpose connected with, incidental to, or related to the proper administration or function of the courts and judges designated in Subsection A of this Section or the offices of the judges thereof and is in addition to any and all other funds, salaries, expenses, or other monies that are provided, authorized, or established by law.

(2) The judges, en banc, shall select one judicial administrator of the Consolidated Judicial Expense Fund.

F. The judges, en banc, may further appoint such secretarial, clerical, research, administrative, or other personnel as they deem necessary to expedite the business and function of the courts and fix and pay all or any part of the salaries of such personnel out of the monies in the Consolidated Judicial Expense Fund. In like manner, the judges, en banc, may utilize the monies in the Consolidated Judicial Expense Fund to pay all or any part of the cost of establishing or maintaining, or both, a law library for the courts, or for buying or maintaining, or both, any type of equipment, supplies, or other items consistent with or germane to the efficient operation of the courts. The Consolidated Judicial Expense Fund may be used for any purpose or purposes connected with, incidental to, or related to the proper administration or function of the courts or the offices of the individual judges and is in addition to any and all other funds, salaries, expenses, or other monies that are now or hereafter provided, authorized, or established by law for any of the aforesaid purposes. No salary shall be paid from the Consolidated Judicial Expense Fund to any judges of the courts.

G.(1) The monies in the Consolidated Judicial Expense Fund may be used to pay all or any part of the cost of planning, designing, and constructing a new courthouse for the parish of Orleans to house the other courts designated in Subsection A, including the First and/or Second City Courts; however, no additional fees or costs shall be imposed to fund any portion of the planning, designing, or construction of a new courthouse. Any additional funds used for the planning, design, or construction of a new courthouse shall come from commercial leasing revenues, contributions from agencies located or to be located in the courthouse, and any other non-court

cost related source.

(2) Before any construction of a new courthouse is begun, the plans and costs shall be submitted to and approved by the Joint Legislative Committee on the Budget. Any contract for the planning, designing, or construction of a new courthouse shall be subject to the public bid laws.

(3) The provisions of this Subsection shall not affect the obligation of the city of New Orleans to provide buildings to house the Civil District Court and the other courts housed therein and the Criminal District Court.

H. This Section shall not be construed in any manner which will impair the contractual or other obligations of any fund transferred by this Section or of the state of Louisiana. All obligations of any fund transferred in accordance with this Section hereafter shall be deemed to be the obligations of the Consolidated Judicial Expense Fund to the same extent as if originally made by said fund. In like manner, and in order to prevent any violation of the provisions, terms, or conditions of any gift, donation, deed, will, trust, or other instrument or disposition by which property of any kind has been vested in a fund transferred by this Section, or diversion from the purposes for which such property was thus vested in any fund, it is hereby specifically provided that each such instrument or disposition hereafter shall be deemed to have been vested in the Consolidated Judicial Expense Fund to which the fund is transferred in the same manner and to the same extent as if originally so done.

I. The Consolidated Judicial Expense Fund to which each fund is transferred shall be the successor in every way to each fund transferred and from which functions are or may be merged and consolidated, including all of the obligations and debts of each fund. All other dedications and allocations of revenues and sources of revenues heretofore made, which are constitutional under the Constitution of Louisiana of 1974, shall continue, until otherwise hereafter provided by the constitution, in the same manner, to the same extent, and for the same purposes as were provided prior to the enactment of this Section.

J. Upon the transfer of each fund in accordance with this Section, any pending or unfinished business of each such fund shall be taken over and be completed by the Consolidated Judicial Expense Fund with the same power and authority as that of the fund transferred. The Consolidated Judicial Expense Fund shall be the successor in every way to each fund, and every act done by the Consolidated Judicial Expense Fund in the exercise of the functions of each shall be deemed to have the same force and effect under any provisions of the constitution and laws in effect on the effective date of this Section as if done by the fund transferred.

K. The judges designated in R.S. 13:1312.1(A) on or before July 1, 2006, shall, sitting en banc, provide for the implementation of the Consolidated Judicial Expense Fund.

* * *

AMENDMENT NO. 70

On page 24, at the beginning of line 24, change "Section 2." to "Section 3."

AMENDMENT NO. 71

On page 25, after line 14, insert the following:

"Section 4. R.S. 33:1500 is hereby enacted to read as follows: §1500. Sheriff for parish of Orleans; election; term

A. There shall be one sheriff for the parish of Orleans, who shall be elected by the qualified electors of the parish of Orleans. He shall be elected at the election for parochial and municipal officers in Orleans Parish, shall serve for a term of four years, and shall take office and begin his term on the first Monday in May following his election.

B. When the sheriff provided for in Subsection A of this Section takes office, the separate offices of the civil sheriff and the criminal sheriff for the parish of Orleans shall be abolished, and the sheriff shall be the successor to and exercise all of the functions, duties, and responsibilities of their respective offices, which shall be merged and consolidated within the office of the sheriff for the parish of Orleans.

C.(1) All books, papers, records, money, actions, and other property of every kind and description, movable and immovable, real and personal, possessed, controlled, or used by the civil sheriff and the criminal sheriff shall be transferred to the office of the sheriff.

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(2) The sheriff shall have and shall exercise all of the powers, duties, and functions of the civil sheriff of the parish of Orleans and the criminal sheriff of the parish of Orleans. The sheriff shall provide for the ongoing merger and consolidation of the offices of the civil and criminal sheriff within his office and shall develop a plan for retaining, appointing, removing, assigning and promoting such deputies and other personnel necessary for the efficient and effective operation of his office. The sheriff shall complete the merger and consolidation as soon as practicable after taking office. This plan shall include detailed procedures for the realignment, distribution, assignment, consolidation, and coordination of the powers, duties, functions, and responsibilities of each office and also shall include procedures for the transfer and utilization of positions, personnel, funds, office space, facilities, and equipment, including relocation of facilities if deemed appropriate. The sheriff shall accomplish the consolidation of the offices of the civil and criminal sheriff into his office with the least possible disruption of services and the least possible expenditure of public funds.

D. Whenever the civil sheriff of the parish of Orleans or the criminal sheriff of the parish of Orleans is referred to or designated by law, rule, or regulation on the date that those offices are abolished, such reference or designation shall be deemed to apply to the sheriff of the parish of Orleans."

AMENDMENT NO. 72

On page 25, at the beginning of line 15, change "Section 3." to "Section 5."

AMENDMENT NO. 73

On page 26, at the end of line 6 and the beginning of line 7, delete "Orleans Parish." and insert "the parish of Orleans."

AMENDMENT NO. 74

On page 26, at the end of line 11, delete "Forty-" and delete line 12 in its entirety and insert "Civil District Court for the parish of Orleans."

AMENDMENT NO. 75

On page 26, line 18, after "three" delete "chief"

AMENDMENT NO. 76

On page 26, line 19, after "Each" delete "chief"

AMENDMENT NO. 77

On page 26, line 20, after "Each" delete "chief"

AMENDMENT NO. 78

On page 27, at the end of line 8, after "parish" insert "of Orleans"

AMENDMENT NO. 79

On page 27, line 9, after "2009" change the period "." to a comma "," and insert "and remitted in accordance with the existing provisions of law."

AMENDMENT NO. 80

On page 27, after line 10, insert the following:

"§181.5. Separate account

A. A separate account is hereby established in the Consolidated Judicial Expense Fund, and all sums collected or received by the clerk of court as parish recorder, except as otherwise provided for the Archival Trust Fund, shall be deposited in the separate account to be disbursed by the judges of the courts, en banc, as provided in R.S. 13:1312.1.

B. Subject to the authority and approval of the judges of the courts, en banc, as provided in R.S. 13:1312.1, the courts may authorize the expenditure of funds connected with the administration or function of the recordation of documents by the office of the clerk of court as the parish recorder, including salaries, benefits, and pension contributions. The separate account shall be audited annually, and a copy of the report furnished to the legislative auditor as provided by law, where it shall be available for public inspection, and with the Joint Legislative Committee on the Budget. The audit report shall also be published, at the sole expense of the clerk of court for the Forty-First Judicial District Court, in the official journal of the

parish of Orleans, no later than January first of each year.

C. The administrator of the Consolidated Judicial Expense Fund, designated by the judges of the courts having authority over the fund, beginning in 2010, on or before July seventh, annually, shall submit to the clerk of court a financial statement and accounting of all sums which have been deposited therein by the clerk of court as parish recorder."

AMENDMENT NO. 81

On page 27, line 11, change "§181.5." to "§181.6."

AMENDMENT NO. 82

On page 27, line 12, delete "parish" and insert "city of New Orleans"

AMENDMENT NO. 83

On page 27, line 13, after "which the" insert "Civil Section of the"

AMENDMENT NO. 84

On page 27, at the end of line 26, delete "and any other" and delete line 27 in its entirety and insert a period "."

AMENDMENT NO. 85

On page 28, line 1, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 86

On page 28, line 5, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 87

On page 28, at the beginning of line 13, delete " the parish," and insert "Orleans Parish,"

AMENDMENT NO. 88

On page 29, line 1, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 89

On page 29, line 22, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 90

On page 30, line 11, delete "Forty-First Judicial" and insert "Civil" and after "Court" and before the comma "," insert "in and for the parish of Orleans or its successor"

AMENDMENT NO. 91

On page 30, at the end of line 26, insert a comma "," and "and to the Joint Legislative Committee on the Budget and shall publish a copy, at his own expense, in the official journal of the parish of Orleans, commencing January 1, 2009."

AMENDMENT NO. 92

On page 32, line 28, delete "the parish" and insert "Orleans Parish"

AMENDMENT NO. 93

On page 33, line 3, after "parish" and before the comma "," insert "of Orleans"

AMENDMENT NO. 94

On page 33, line 5, delete "of the clerk's office," and insert "and profit of the Medical Center of Louisiana at New Orleans."

AMENDMENT NO. 95

On page 33, delete lines 13 through 29 in their entirety and on page 34, delete lines 1 through 19 in their entirety

AMENDMENT NO. 96

On page 34, at the beginning of line 20, insert "Section 6.(A)"

AMENDMENT NO. 97

On page 34, line 21, change "Sections 4 through 17" to "Sections 5 through 18" and at the end of the line delete "Forty-First"

AMENDMENT NO. 98

On page 34, at the beginning of line 22, delete "Judicial" and after "for" delete "Civil Matters," and insert "the parish of Orleans,"

AMENDMENT NO. 99

On page 34, line 24, after "District Court." insert "(B)"

AMENDMENT NO. 100

On page 34, line 27, change "Forty-First Judicial" to "Civil"

AMENDMENT NO. 101

On page 34, delete line 28 in its entirety and on line 29, delete "Matters" and insert "for the parish of Orleans until the office of clerk of the Civil District Court for the parish of Orleans"

AMENDMENT NO. 102

On page 35, line 8, after "this intent." delete the remainder of the line and delete lines 9 through 12 in their entirety

AMENDMENT NO. 103

On page 35, at the beginning of line 22, change "Section 5." to "Section 7."

AMENDMENT NO. 104

On page 36, at the beginning of line 23, change "Section 6." to "Section 8."

AMENDMENT NO. 105

On page 36, line 24, delete "for the Forty-First Judicial District"

AMENDMENT NO. 106

On page 37, at the end of line 4, change the period "." to a comma "," and insert the following:

"where it shall be available for public inspection, and with the Joint Legislative Committee on the Budget. The audit report shall also be published, at the sole expense of the clerk of court for the Civil and Criminal District Courts or its successor, in the official journal of the parish of Orleans, no later than January first of each year.

(B) The administrator of the Consolidated Judicial Expense Fund shall on or before January 7, 2009, submit to the clerk of court of the Civil and Criminal District Courts or his successor a financial statement and accounting of all sums which have been deposited therein by the custodian of notarial records, the register of conveyances, the recorder of mortgages, and the clerk of court as parish recorder. The administrator shall remit to the office of the clerk of court on or before January 7, 2009, all funds on deposit, surplus funds, and reserve funds held by the judicial expense fund in the accounts of the custodian of notarial records, the register of conveyances, and the recorder of mortgages to be immediately deposited by the clerk of court into the separate account established as provided in this Section."

AMENDMENT NO. 107

On page 37, at the beginning of line 5, change "Section 7." to "Section 9."

AMENDMENT NO. 108

On page 37, line 7, after "which the" insert "Civil Section of the"

AMENDMENT NO. 109

On page 37, line 11, change "Section 8." to "Section 10."

AMENDMENT NO. 110

On page 38, line 18, change "Section 9." to "Section 11."

AMENDMENT NO. 111

On page 38, line 24, change "Section 10." to "Section 12."

AMENDMENT NO. 112

On page 39, line 1, after "Louisiana" delete the remainder of the line and insert "State Employees Retirement System"

AMENDMENT NO. 113

On page 39, line 3, change "Section 11." to "Section 13."

AMENDMENT NO. 114

On page 39, line 6, change "Section 12." to "Section 14."

AMENDMENT NO. 115

On page 39, line 10, change "Section 13." to "Section 15."

AMENDMENT NO. 116

On page 39, line 18, change "Section 14." to "Section 16."

AMENDMENT NO. 117

On page 39, line 22, change "Section 15." to "Section 17."

AMENDMENT NO. 118

On page 39, line 27, change "Section 16." to "Section 18."

AMENDMENT NO. 119

On page 40, delete lines 5 and 6 in their entirety and insert the following:

"Section 19.(A) R.S. 13:1312(B) through (D), 1377(B) and (C), 1381.4(B) through (D), and 1595.2(B) and (C) are hereby repealed in their entirety effective January 1, 2007.

(B) R.S. 13:1136, 1137, 1211.1, 1212.1, 1335 through 1338, 1371, 1371.1, and 1371.2 are hereby repealed in their entirety."

AMENDMENT NO. 120

On page 40, line 7, change "Section 18." to "Section 20."

AMENDMENT NO. 121

On page 40, line 13, change "Section 19." to "Section 21." and change "Sections 4 through 16, and Section 18" to "Sections 5 through 20"

AMENDMENT NO. 122

On page 40, line 18, change "Sections 4 through 16, and Section 18" to "Sections 5 through 20"

AMENDMENT NO. 123

On page 40, line 21, change "R.S. 13:751(A)(1)" to "R.S. 13:751.1(A)(1)"

AMENDMENT NO. 124

On page 40, at the beginning of line 22, change "1" to "2" and after "Section" change "17" to "19"

AMENDMENT NO. 125

On page 40, line 27, after "759," delete "842(A)," and insert "841.3,"

AMENDMENT NO. 126

On page 40, line 28, delete "Section 1 and Section 17" and insert "Section 2"

AMENDMENT NO. 127

On page 41, at the beginning of line 2, change "Section 20." to "Section 22." and change "Sections 17, 19(B), and 21" to "Sections 21 and 28"

AMENDMENT NO. 128

On page 41, line 3, change "Section 1" to "Section 2"

AMENDMENT NO. 129

On page 41, delete lines 7 through 29 in their entirety and on page 42, delete line 1 in its entirety and insert the following:

"Section 23.(A) For purposes of qualifying and election to the office of sheriff at the election of parochial and municipal officers in the parish of Orleans to be held in 2010, the provisions of R.S. 33:1500(A) as enacted by Section 4 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, such provision shall

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become effective on the day following such approval.

(B) The election of one sheriff as provided in R.S. 33:1500 shall be implemented at the election of parochial and municipal officers in the parish of Orleans is held in 2010. The civil and criminal sheriffs elected at the election of parochial and municipal officers in the parish of Orleans held in 2006 shall serve with all of their respective powers, duties, and functions that existed prior to the enactment of R.S. 33:1500 until the expiration of their term and their successor is elected at the election of parochial and municipal officers in the parish of Orleans held in 2010.

(C) Except for the provisions of R.S. 33:1500(A), the provisions of Section 4 shall become effective on the date that the sheriff elected at the election of parochial and municipal officers in the parish of Orleans in 2010 takes office.

(D) R.S. 33:1501.1 and 1519.1 are hereby repealed in their entirety effective on the date that the sheriff elected in 2010 takes office.

Section 24. All fees and costs assessed or collected by the clerk of the civil district court, clerk of the Criminal District Court, the civil sheriff, or the criminal sheriff for the parish of Orleans in effect on the effective date of this Section are continued and shall be assessed and collected in accordance with the provisions of law then in effect.

Section 25. The Louisiana State Law Institute is hereby directed to renumber and rearrange any sections or parts of sections of this Act and make any such changes to references to other provisions of law consistent with the provisions of this Act. The Louisiana State Law Institute is also directed to submit such recommendations on or before March 1, 2007, as it deems necessary to clarify, modify, or repeal any of the provisions of this Act or any other provision of law, including the elimination of antiquated provisions consistent with the provisions of the Act.

Section 26. The Louisiana State Law Institute is directed to redesignate the provisions of R.S. 13:1141 as R.S. 13:621.42.1 effective January 1, 2009.

Section 27. R.S. 13:621.44 through 621.46 are hereby enacted to read as follows:

§621.44. Abolition of Orleans Parish Juvenile Court; extension of terms of office; jurisdiction; conferred on Forty-First Judicial District Court; transfer of cases

A. The Orleans Parish Juvenile Court is abolished effective December 31, 2014. The terms of office of the judges of the juvenile court now in office shall be extended until December 31, 2014. After the effective date of this Section, no judge shall be elected to the Orleans Parish Juvenile Court except to fill a vacancy and in such case the term of office shall expire on December 31, 2008.

B. It is the express intent of this Section that the jurisdiction conferred by law, particularly the Louisiana Code of Juvenile Procedure, upon the Orleans Parish Juvenile Court, shall be vested in the Forty-First Judicial District Court and shall be the same as it exists on the effective date of this Section. All of its powers, its duties, and its various departments or its personnel, except as herein set forth and provided shall be vested in the Forty-First Judicial District Court as provided in this Section and R.S. 13:621.45 and 621.46.

C. Effective January 1, 2015, all pending cases filed in the Orleans Parish Juvenile Court are hereby transferred to the Forty-First Judicial District Court for the parish of Orleans. All records and files of the Orleans Parish Juvenile Court shall be transferred to the Forty-First Judicial District Court, of the Civil District Court for the parish of Orleans shall hear and dispose of each such case with the same legal effect as if it had been instituted in that court in the first instance.

§621.45. Forty-First Judicial District Court; initial judges; term of office; election; juvenile section

A. There are hereby created six new additional judges of the Forty-First Judicial District Court, to be designated as Juvenile Sections, "A", "B", "C", "D", "E", and "F", for purposes of election and nomination. The initial judges shall be elected for a six-year term at the congressional election to be held in 2014, which shall commence on January 1, 2015, and end on December 31, 2020. Thereafter, the successors in office to these judges shall be elected for a six-year term at the congressional election held in 2020 and every sixth year thereafter.

B. The judges of the Forty-First Judicial District Court in office on January 1, 2015, shall create the Juvenile Section of that court. The rule shall designate not less than six en banc judges who shall be assigned all cases involving juvenile matters over which the district court has jurisdiction.

§621.46. Implementing legislation
The legislature shall enact any such other legislation necessary to effectuate the provisions transferring jurisdiction over juvenile matters to the Forty-First Judicial District Court.

Section 28. This Section, Section 1, and the provisions of R.S. 13:1312.1 as enacted by Section 2 of this Act, and Sections 22 through 27 and 29 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Section, Section 1, and the provisions of R.S. 13:1312.1 as enacted by Section 2 of this Act, and Sections 23 through 27 of this Act shall become effective on the day following such approval.

Section 29. R.S. 18:402(D)(3) is hereby repealed in its entirety." create the Forty-First Judicial District, its subsequent courts, magistrate, and commissioners, to create the Consolidated Expense Fund for the Forty-First Judicial District and the Consolidated Expense Fund Board; to provide for the consolidation of certain offices and judicial expense funds; to provide for the election of a single clerk of court for certain parishes commencing with the next election for parochial and municipal officers in the parishes; to provide for effective dates; to abolish the office of the register of conveyances, the office of the recorder of mortgages, and the office and custodian of notarial records; to provide transitional provisions; to request the Judicial Council to review and make recommendations on the optimum number of district court judges in certain parishes based on certain data; to request the Louisiana State Law Institute to change statutory references including the renumbering of provisions consistent with the provisions of this Act; to provide for an effective date; to provide for a referendum in Orleans Parish; and to provide for related matters."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed Senate Bill No. 645 by Senator Mount

AMENDMENT NO. 1

On page 31, line 9, change "44:131" to "44:115"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Re-Reengrossed Senate Bill No. 645 by Senator Mount

AMENDMENT NO. 1

Delete Conforming Amendment No. 3, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 2

On page 1, at the end of line 4, add "751.5,"

AMENDMENT NO. 3

On page 1, line 5, after "996.64," and before "and" insert "R.S. 33:1500,"

AMENDMENT NO. 4

Delete Conforming Amendment No. 4, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 5

On page 1, line 7, after "R.S. 9:2745," delete the remainder of the line and insert: "R.S. 13: 1031 through 1147, 1211 through, 1212.1, 1271 through 1312, 1335 "

AMENDMENT NO. 6

On page 1, line 8, after "1347," and before "and" insert "1371

through 1372, 1377," and after "R.S.18:514(B)," and before "and" insert "R.S. 33:1501.1 and 1519.1,"

AMENDMENT NO. 7

On page 8, line 12, after the period "." add "If the council recommends a reduction in the total number of judges, such reduction shall be accomplished by attrition or retirement, unless otherwise provided by law."

AMENDMENT NO. 8

In Conforming Amendment No. 5, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 1, line 15, change "certain parishes" to "parishes"

AMENDMENT NO. 9

In Conforming Amendment No. 6, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 1, line 20, change "arishes" to "parishes"

AMENDMENT NO. 10

In Conforming Amendment No. 8, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 1, line 26, change "paish" to "parish"

AMENDMENT NO. 11

In Conforming Amendment No. 9, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 1, line 28, after "divisions," add "sections,"

AMENDMENT NO. 12

In Conforming Amendment No. 12, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 2, line 16, after "sheriff;" delete the remainder of the line and delete line 17 in its entirety

AMENDMENT NO. 13

On page 2, line 19, immediately after "751.4," add "751.5,"

AMENDMENT NO. 14

In Conforming Amendment No. 14, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 3, line 46, change "Legislation" to "Legislative"

AMENDMENT NO. 15

Delete Conforming Amendments Nos. 17, 21, and 22 proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 16

On page 4, line 4, after "Consolidated" insert "Judicial"

AMENDMENT NO. 17

On page 5, line 19, after "judges" and before the period "." insert "and one magistrate judge"

AMENDMENT NO. 18

Delete Conforming Amendment Nos. 27 through 31, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 19

On page 5, line 27, after the period "." add the following: "The judges of the Forty-first Judicial District Court, including the magistrate judge, en banc, shall assign certain divisions of the court to a juvenile section when the Juvenile Court of the parish of Orleans is abolished and jurisdiction of that court is transferred to the Forty-First Judicial District Court."

AMENDMENT NO. 20

Delete Conforming Amendment No. 32, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 21

On page 6, line 2, after "Z" and before the period "." insert "and the magistrate judge over the magistrate section."

AMENDMENT NO. 22

On page 7, line 14 after "H." insert "(1)"

AMENDMENT NO. 23

On page 7, line 20 after "Court." delete the remainder of the line and insert the following paragraph:

"(2) The judges of the Forty-first Judicial District, including the magistrate judge, shall retain all accrued benefits and contributions to which they were entitled and shall continue to contribute, if applicable, to the retirement system or pension fund to which they were contributing on December 31, 2008. The salaries of the judges and group health and life insurance premiums shall continue to be paid from the same sources and in the same manner in which they were paid on December 31, 2008; however, the payment of health and life insurance premiums shall be in accordance with the unified group health and life insurance program adopted by the committee provided for in R.S. 13:996.62."

AMENDMENT NO. 24

On page 7, at the beginning of line 21, insert "(3) The"

AMENDMENT NO. 25

On page 8, between lines 12 and 13, insert the following:

"§621.42. Domestic Relations Section

There shall be a Domestic Relations Section, composed of three judges from the divisions of the Forty-First Judicial District Court designated in R.S. 13:621.41(D). Domestic relations cases shall consist of all domestic matters, including suits for divorce or annulment, alimony, child support, custody of children, partition of community property, adoption, and any other similar matters which the court, en banc, may designate as domestic relation matters or cases."

AMENDMENT NO. 26

On page 8, line 13, change "§621.42." to "§621.43."

AMENDMENT NO. 27

On page 8, line 18, change the period "." to a semicolon ";" and add "however, the positions provided for in R.S. 13:1384 shall be paid as required by the provisions of that Section."

AMENDMENT NO. 28

Delete Conforming Amendment Nos. 33 through 46 and 48 through 50, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 29

Delete Conforming Amendment Nos. 64, 65, and 66 proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 30

On page 13, line 13, after "of the" insert "Consolidated" and after "Fund" insert a period "." and delete the remainder of the line

AMENDMENT NO. 31

On page 13, line 14, delete "each fiscal year thereafter."

AMENDMENT NO. 32

On page 14, between lines 1 and 2 insert the following:

"§751.5. Cross-references

The provisions of R.S. 13:750 and 750.1 shall apply in Orleans Parish."

AMENDMENT NO. 33

On page 14, line 15, change "Salary" to "Operational"

AMENDMENT NO. 34

Delete Conforming Amendments Nos 68 and 69, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 35

On page 18, line 7, after "J." delete the remainder of the line and add "The"

AMENDMENT NO. 36

On page 18, line 8, after "reporters" and before "with" insert "shall be provided"

AMENDMENT NO. 37

On page 18, line 24, change "There" to "Effective January 1, 2009, there"

AMENDMENT NO. 38

On page 18, delete line 29, and on page 19, delete lines 1 through 4 and insert the following:

"(2) There is hereby created a committee of the following judges: three judges from the civil district court who shall be the chief judge and two of his designees, three judges from the criminal district court, including the magistrate judge, who shall be the chief judge and two of his designees, one judge from the juvenile court for the parish of Orleans with the most seniority, and one judge from the first or second city court with the most seniority. The chairman of the committee shall be elected by majority vote and serve for one year on a rotating basis among each court.

(3) Beginning on January 1, 2007, the committee designated in Paragraph (2) of this Subsection shall:"

AMENDMENT NO. 39

On page 19, delete lines 17 through 28, and insert the following:

"(4) The committee shall report its findings and recommendations to the Senate Committee on Judiciary A and the House Committee on Judiciary not later than January 1, 2008."

AMENDMENT NO. 40

On page 20, at the end of line 8, delete "R.S." and delete line 9 in its entirety and insert "R.S. 13:1141(A) and R.S."

AMENDMENT NO. 41

On page 28, delete lines 24 and 25 and insert the following:

"the Consolidated Judicial Expense Fund to be used by the clerk subject to allocation by the committee provided in R.S. 13:996.62 for expenses and maintenance of"

AMENDMENT NO. 42

On page 30, line 15, change "Archival Trust Fund" to "Consolidated Judicial Expense Fund"

AMENDMENT NO. 43

Delete Conforming Amendment No. 90, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 44

On page 31, line 9, change "44:131" to "44:115"

AMENDMENT NO. 45

On page 32, line 13, change "Archival Trust Fund" to "Consolidated Judicial Expense Fund"

AMENDMENT NO. 46

Delete Conforming Amendment No. 94, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 47

In Conforming Amendment No. 97, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 17, delete line 24, and insert "end of the line change "Forty-first" to "Civil District Court for the parish of Orleans,"

AMENDMENT NO. 48

Delete Conforming Amendment No. 98, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 49

On page 34, line 22, delete "Judicial District Court for Civil Matters,"

AMENDMENT NO. 50

On page 36, line 27, change "Archival Trust Fund" to "Consolidated Judicial Expense Fund"

AMENDMENT NO. 51

Delete Conforming Amendments Nos. 105 and 106, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 52

Delete Conforming Amendments Nos. 112 and 119, proposed by Representative Bruneau and adopted by the House on June 8, 2006

AMENDMENT NO. 53

On page 40, delete lines 5 and 6, and insert the following:

"Section 19.(A) R.S.13:1031 through 1147, 1271 through 1312, 1335 through 1347, and 1381.1 through 1400 are hereby repealed in their entirety effective on January 1, 2009.

(B) R.S. 13:1211 through 1212.1, 1371 through 1372, 1377, and 1381 are hereby repealed in their entirety on the date that the clerk of the Forty-First Judicial District Court takes office."

AMENDMENT NO. 54

In Conforming Amendment No. 126, proposed by Representative Bruneau and adopted by the House on June 8, 2006, page 20, line 12, change "insret" to "insert"

AMENDMENT NO. 55

In Conforming Amendment No. 129, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 21, line 31, after "Louisiana" delete the remainder of the line and insert "Children's Code"

AMENDMENT NO. 56

In Conforming Amendment No. 129, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 21, line 42, after "Court," delete the remainder of the line and insert "which shall hear and"

AMENDMENT NO. 57

In Conforming Amendment No. 129, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 21, line 48, after "as" delete the remainder of the line and on line 49, delete "C", "D", "E", and "F" and insert "divisions "AA, "BB," "CC," "DD," "EE," and "FF" "

AMENDMENT NO. 58

In Conforming Amendment No. 129, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 22, line 7, after "shall" and before "create" insert "en banc"

AMENDMENT NO. 59

In Conforming Amendment No. 129, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 22, line 15, change "13:1312.1" to "13:996.62(A) (2) through (4)"

AMENDMENT NO. 60

In Conforming Amendment No. 129, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 22, line 21, change "R.S. 13:1312.1" to "R.S. 13:996.62(A) (2) through (4)"

AMENDMENT NO. 61

In Conforming Amendment No. 129, proposed by Representative Bruneau and adopted by the House on June 8, 2006, on page 22, delete line 23 in its entirety and insert the following:

"Section 29. The provisions of R.S. 13:621.41(I) as enacted by Section 2 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

Section 30. The provisions of R.S. 13:751.4 and 841.3 of Section 2 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana.

Until a single clerk for the Forty-First Judicial District Court is elected, the clerk shall mean the clerk of the Civil District Court and the clerk of the criminal district court. All fees and costs assessed or collected by the clerk of the Civil District Court or the clerk of the Criminal District Court for the parish of Orleans in effect on the effective date of this Section are continued and shall be assessed and collected in accordance with these provisions. On or after January 1, 2009, the sixty percent in R.S. 13:841.3 may be renegotiated by the clerk and chief judge of the Forty-First Judicial District Court, but shall not be reduced below fifty percent of the civil filing fees collected by the clerk.

Section 31. If a vacancy occurs in civil or criminal district courts, the office of the clerk of the civil or criminal district courts, civil or criminal sheriffs, no special election shall be held to fill the vacancy. In the case of the clerks of the civil and criminal district courts, the chief deputy of either office shall fill the unexpired term."

Ruling from the Chair

Senator Shepard asked for a ruling from the Chair as to whether concurrence in the amendments proposed by the House requires a two-thirds vote.

The Chair ruled that concurrence in the amendments proposed by the House does not require a two-thirds vote.

Ruling from the Chair

Senator Fields asked for a ruling from the Chair. If House amendments to a bill change the constitution, would it be appropriate for the Senate to vote on concurrence of those amendments?

The Chair ruled the Constitution can only be changed by a properly prefiled Constitutional Amendment. If amendments appear to change the Constitution it is up to each Senator to vote yea or nay on concurrence and later file a suit for determination of constitutionality of the Act by the courts.

Motion

Senator Kostelka moved the previous question on the entire subject matter.

Senator Mount objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Nevers
Amedee	Hollis	Quinn
Boasso	Kostelka	Romero
Cain	McPherson	Theunissen
Chaisson	Michot	Ullo
Duplessis	Mount	
Total - 17		

NAYS

Adley	Ellington	Lentini
Bajoie	Fields	Malone
Barham	Fontenot	Marionneaux
Broome	Gautreaux N	Murray
Cheek	Heitmeier	Schedler
Dardenne	Jackson	Shepherd
Dupre	Jones	Smith
Total - 21		

ABSENT

Cravins
Total - 1

The Chair declared the Senate refused to call the previous question on the entire subject matter.

Senator Mount moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Hollis	Schedler
Cain	Kostelka	Smith
Chaisson	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	McPherson	
Total - 29		

NAYS

Bajoie	Heitmeier	Murray
Cheek	Jackson	Shepherd
Cravins	Jones	
Fields	Marionneaux	
Total - 10		

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator Mount moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Called from the Calendar

Senator Fontenot asked that Senate Bill No. 583 be called from the Calendar at this time.

SENATE BILL NO. 583—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 30:2413.1, relative to environmental quality; to require the secretary of the Department of Environmental Quality to develop and implement a comprehensive debris management plan for certain debris generated by natural disasters; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Engrossed Senate Bill No. 583 by Senator Fontenot

AMENDMENT NO. 1

On page 2, line 14, change "**and/or**" to "**or**"

AMENDMENT NO. 2

On page 2, line 16, change "**Green and woody**" to "**Green vegetative waste and woody construction or demolition**"

AMENDMENT NO. 3

On page 2, line 17, change "**Green and woody**" to "**Green vegetative waste and woody construction or demolition**"

AMENDMENT NO. 4

On page 2, line 18, between "**option**" and "**however,**" insert a

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semicolon ";"

AMENDMENT NO. 5

On page 2, at the end of line 19, insert "The plan, at a minimum, shall require green vegetative waste and woody construction or demolition debris be reduced in weight and volume by fifty percent prior to transport to a landfill."

AMENDMENT NO. 6

On page 2, line 22, after "state" delete the remainder of the line and on line 23, delete "promotes" and insert a comma "," and insert "to the extent funding is available, and shall promote"

AMENDMENT NO. 7

On page 2, at the end of line 23, insert "The plan shall place restrictions on open burning and require that any incineration or burning shall utilize equipment to contain particulate matter and reduce emission discharge."

AMENDMENT NO. 8

On page 2, line 25, after "material" insert a comma "," and insert "including the removal of aluminum from debris."

Senator Fontenot moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amendments proposed by the House were rejected. Senator Fontenot moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Jones asked that Senate Bill No. 150 be called from the Calendar at this time.

SENATE BILL NO. 150— BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), the introductory paragraph of 110(B)(1), 197, 401(B), 402(B), the introductory paragraph of (C), (E) and (G), 431(A)(1)(b), 433(G)(1) and the introductory paragraph of (H)(1), 434(A)(1), the introductory paragraph of (C), and (D)(1) and (2), 435(A)(1) and (B), 436, 453, the introductory paragraph of 467, 467(2), 468(A), 491(A) and (C), the introductory paragraph of 552(A), 1272(A), 1278(B), 1279, 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1311(D)(5)(a), 1314(B)(1) and (2) and (C), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), 1461(A)(17) and to enact R.S. 18:1275.1 through 1275.24, relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and withdrawn from the files of the Senate.

Called from the Calendar

Senator Jones asked that Senate Bill No. 637 be called from the Calendar at this time.

SENATE BILL NO. 637— BY SENATORS JONES AND BAJOIE

AN ACT

To enact R.S. 18:403(C), relative to election records and papers; to require certain election officers to provide certain information; to provide relative to the disclosure of such information; to provide for definitions; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and withdrawn from the files of the Senate.

Mr. President in the Chair

House Concurrent Resolutions on Second Reading Reported by Committees

The following House Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 28— BY REPRESENTATIVE JOHN SMITH

A CONCURRENT RESOLUTION

To authorize and request the Successions Committee of the Louisiana State Law Institute to study and make recommendations to the legislature on the laws of usufruct and naked ownership especially in light of Hurricanes Katrina and Rita.

Reported favorably by the Committee on Judiciary A.

The resolution was read by title. Senator Cain moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Shepherd
Cain	Hollis	Smith
Chaisson	Jackson	Theunissen
Cheek	Kostelka	Ullo
Cravins	Lentini	
Dardenne	Malone	
Total - 34		

NAYS

Total - 0

ABSENT

Duplessis	Marionneau	Schedler
Jones	Mount	
Total - 5		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 72—

BY REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals and the Department of Public Safety and Corrections to jointly study the feasibility of permitting eligible prisoners currently in the custody of the Department of Public Safety and Corrections to seek the status of medically paroled in order to be transferred to the Villa Feliciana Medical Complex and report its findings to the legislature prior to February 1, 2007.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Concurrent Resolution No. 72 by Representative McVea

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 2, line 13, change "direct" to "urge and request"

AMENDMENT NO. 3

On page 2, line 17, delete "legislature directs the"

AMENDMENT NO. 4

On page 2, line 18, delete "to"

On motion of Senator Chaisson, the committee amendment was adopted.

The resolution was read by title. Senator Marionneau moved to concur in the amended House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneau
Amedee	Fields	McPherson
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Total - 35		

NAYS

Total - 0

ABSENT

Duplessis	Romero
Mount	Schedler
Total - 4	

The Chair declared the Senate had concurred in the amended House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To request that the Louisiana State Law Institute review and make recommendations for revisions to the Gaming Control Law contained in Title 27 of the Louisiana Revised Statutes of 1950 to incorporate changes made by Act No. 7 of the 1996 First Extraordinary Session.

Reported favorably by the Committee on Judiciary C.

The resolution was read by title. Senator Lentini moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Duplessis	Mount
Kostelka	Schedler
Total - 4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

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HOUSE CONCURRENT RESOLUTION NO. 206—
BY REPRESENTATIVE MARTINY AND SENATOR JACKSON
A CONCURRENT RESOLUTION

To continue and provide for the Louisiana Task Force on Indigent Defense Services.

Reported favorably by the Committee on Judiciary C.

The resolution was read by title. Senator Jackson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Kostelka	Mount
Total - 2	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 216—
BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To recognize that the passage of House Bill No. 1387 by Representative Toomy, which authorizes a wine producer to sell or serve its product at retail directly to consumers at its winery, at other specified locations, and to directly ship to consumers in Louisiana, will greatly contribute to the agricultural industry and the economy of this state.

Reported favorably by the Committee on Judiciary B.

The resolution was read by title. Senator Hollis moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Lentini	Theunissen

Dardenne	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Duplessis	Kostelka	Mount
Total - 3		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 240—
BY REPRESENTATIVES LAFLEUR AND CAZAYOUX
A CONCURRENT RESOLUTION

To authorize and request the Louisiana Gaming Control Board to conduct a comprehensive study of the financial impact of Hurricanes Katrina and Rita, the rebuilding and revitalization of the Mississippi Gulf Coast, and the potential of legalization of gaming in Texas to the economy of the state of Louisiana and to report its findings along with possible legislative recommendations to the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B by April 1, 2007.

Reported favorably by the Committee on Judiciary B.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Murray
Amedee	Fontenot	Nevers
Bajoie	Gautreaux B	Quinn
Barham	Gautreaux N	Romero
Boasso	Heitmeier	Schedler
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Dupre	Marionneaux	
Total - 34		

NAYS

Total - 0

ABSENT

Broome	Kostelka	Mount
Duplessis	McPherson	
Total - 5		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**House Concurrent Resolutions on
Third Reading
and Final Passage**

The following House Concurrent Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVE PITRE
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2007 Regular Session of the Legislature of Louisiana that portion of Act No. 57 of the 2005 Regular Session of the Louisiana Legislature that delineates the coordinates of the approximately five acres to be used by the Grand Isle Port Commission for off-bottom oyster culture.

The resolution was read by title. Senator Ullo moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Kostelka	Mount
Total - 2	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Motion to Recommit

Senator Jones asked for and obtained a suspension of the rules in order to dual refer House Bill No. 194, which was just passed to third reading and final passage, to the Committee on Finance.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

HOUSE BILL NO. 1—
BY REPRESENTATIVES ALARIO AND TRICHE
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

On motion of Senator Heitmeier, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 3—
BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY
AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT

To enact the Omnibus Bond Authorization Act of 2006, relative to the implementation of a five-year capital improvement program;

to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

On motion of Senator Heitmeier, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 273—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:2259(A)(Option 4), relative to the Firefighters' Retirement System; to provide regarding the retirement benefit option allowing a member to designate a person to receive a predetermined amount of benefits; to provide an effective date; and to provide for related matters.

The bill was read by title. Senator Shepherd moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Shepherd moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 287—
BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 13:3881(A)(2) and to enact R.S. 13:3881(A)(7), relative to exemptions from seizure; to provide for the exemption from seizure of certain motor vehicles; and to provide for related matters.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Bill No. 287 by Representative Walker

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 12, 2006

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AMENDMENT NO. 2

On page 1, line 2, after "R.S. 13:3881(A)(7)" insert "and (8)"

AMENDMENT NO. 3

On page 1, at the beginning of line 7, change "13:3881(A)(7) is" to "13:3881(A)(7) and (8) are"

AMENDMENT NO. 4

On page 2, between lines 10 and 11, insert the following: "(8) Seven thousand five hundred dollars in equity value for one motor vehicle per household which vehicle is substantially modified, equipped, or fitted for the purposes of adapting its use to the physical disability of the debtor or his family and is used by the debtor or his family for the transporting of such disabled person for any use."

On motion of Senator N. Gautreaux, the amendments were adopted.

The bill was read by title. Senator N. Gautreaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 310—

BY REPRESENTATIVE TUCKER AN ACT

To repeal R.S. 17:10.6(C) and (D), relative to school and district accountability; to repeal certain provisions relative to a local public school system that is academically in crisis and the powers of the school board and superintendent of such system.

The bill was read by title. Senator Ullo moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers

Table with 3 columns: Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone, Dupre, Marionneaux

Total - 37

NAYS

Total - 0

ABSENT

Duplessis

Schedler

Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 492—

BY REPRESENTATIVE HAMMETT AN ACT

To enact R.S. 33:3887.2, relative to Concordia Parish; to provide relative to the governing board of the Concordia Parish Sewerage District No. 1; to increase the maximum per diem authorized to be paid to members of such board for attending board meetings; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone, Dupre, Marionneaux

Total - 37

NAYS

Total - 0

ABSENT

Duplessis

Schedler

Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 493—

BY REPRESENTATIVE WOOTON AN ACT

To amend and reenact R.S. 33:4715.2(A), (C)(11), and (E) and to enact R.S. 33:4715.2(C)(4)(g) and (h) and (D)(7), relative to the Plaquemines Parish Courthouse District; to provide relative to district purposes; to provide relative to the powers and duties of the governing board of the district; to provide relative to district funding; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Broome	Jones	Shepherd
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 518—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for licensing fees for claims adjusters; and to provide for related matters.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Bill No. 518 by Representative Farrar

AMENDMENT NO. 1

Delete Senate committee amendment numbers 3, 4, 5, 6, and 7 proposed by the Senate Committee on Insurance on June 7, 2006 and adopted by the Senate on June 8, 2006.

AMENDMENT NO. 2

On page 1, line 13 change "\$75.00" to "\$55.00"

AMENDMENT NO. 3

On page 1, line 16 change "\$75.00" to "\$55.00"

On motion of Senator Murray, the amendments were adopted.

The bill was read by title. Senator Murray moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Michot

Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

Marionneaux	Shepherd
Total - 2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 591—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3802(C)(2)(a), relative to appropriations to the Board of Regents and to the State Board of Elementary and Secondary Education for administrative costs related to the Louisiana Quality Education Support Fund; to provide limitations; to provide an effective date; and to provide for related matters.

The bill was read by title. Senator Dardenne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 624—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:1501.6, relative to fire protection districts in St. Tammany Parish; to prohibit the levy and collection of certain ad valorem taxes by such districts in areas which have been annexed by the city of Covington; to provide for exceptions; and

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to provide for related matters.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Reengrossed House Bill No. 624 by Representative Winston

AMENDMENT NO. 1

On page 1, line 3, delete "such districts" and insert "Fire Protection District 12"

AMENDMENT NO. 2

On page 1, line 4, after "Covington;" delete the remainder of the line and in lieu thereof insert the following: "to provide with respect to fire protection services within the city of Covington; to provide for fire protection services for future annexed property; and"

AMENDMENT NO. 3

On page 1, line 12, delete "(1)"

AMENDMENT NO. 4

On page 1, line 13, after "taxes," delete the remainder of the line

AMENDMENT NO. 5

On page 1, delete lines 14 through 16 and in lieu thereof insert the following:

"Fire Protection District No. 12 of St. Tammany Parish shall not levy or collect ad valorem taxes in any area which is within the corporate limits of the city of Covington on the effective date of this Section, unless an agreement between the city and the fire protection"

AMENDMENT NO. 6

On page 2, delete lines 6 through 10 and in lieu thereof insert the following:

"B. Fire protection services for all property within the corporate limits of the city of Covington on the effective date of this Section shall be the sole responsibility of the city except as may be provided by an agreement between the city and one or more affected fire protection districts.

C. Any property situated within the growth boundary areas 1, 2, or 3, as described in the Growth Management and Revenue Sharing Agreement Supplementing and Amending the 1990 Sales Tax Enhancement Plan, Instrument # 1365867, which may be annexed by the city, fire protection services for such property shall be the sole responsibility of the city. However, prior to such annexation, an agreement for fire protection services shall be entered into by the city and each affected fire protection district.

D. Notwithstanding any provisions to the contrary, nothing in this Section shall prevent the city of Covington and any affected fire protection district from entering into a mutually acceptable agreement for fire protection services."

On motion of Senator Nevers, the amendments were adopted.

The bill was read by title. Senator Schedler moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn

Table with 3 columns: Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo

Total - 39 NAYS

Total - 0 ABSENT

Total - 0

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 761— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 11:62(5)(e)(i) and (ii), 148(D), 403(17), 416(A)(2), 422(C), 424(E), 446(A)(5)(i), and 605(B)(2)(b), to enact R.S. 11:446(A)(5)(k) and 543, and to repeal R.S. 11:417(B) and 453, relative to the Louisiana State Employees' Retirement System; to provide for the collection of benefits paid to a member but not due the member; to provide relative to employee contribution rates; to provide relative to membership selection and eligibility; to provide relative to rehired retirees; to provide relative to actuarial purchase of service credit; to provide relative to conversion of annual and sick leave; to provide for the Initial Benefit Option and eligibility therefor; to provide relative to public safety services employees upgrade of service credit; to repeal certain provisions relative to transfer of service credit and purchase of credit; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 762— BY REPRESENTATIVE WINSTON AN ACT

To enact Part X of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3081, relative to the village of Folsom; to authorize the governing authority of the village to impose impact fees, subject to voter approval, on new development; to provide for the adoption of a capital improvement plan; to provide relative to the waiver and refund of any such fee; and to provide for related matters.

The bill was read by title. Senator Nevers moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Romero, Cain, Hollis, Schedler, Chaisson, Jackson, Shepherd, Cheek, Jones, Smith, Cravins, Kostelka, Theunissen, Dardenne, Lentini, Ullo, Duplessis, Malone

Total - 38

NAYS

Quinn
Total - 1

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 763—
BY REPRESENTATIVES WADDELL, GLOVER, AND M. POWELL
AN ACT

To amend and reenact R.S. 11:3714(B)(5)(a) and to repeal R.S. 11:3731(D), relative to the Police Pension Fund of the city of Shreveport; to provide for the composition of the board of trustees; and to provide for related matters.

The bill was read by title. Senator Cheek moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Cheek moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 935—
BY REPRESENTATIVES DANIEL AND BARROW
AN ACT

To enact Chapter 42 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9581, relative to public contracts; to authorize East Baton Rouge Parish to enter into agreements for the maintenance and operation of public facilities related to sewerage and nonpotable water treatment systems; to provide with respect to the content of such contractual agreements; to provide for the disposition and allocation of revenues and assets; to provide for the pledge of revenues; to provide certain immunities from liability; to provide for limitation of liability; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 935 by Representative Daniel

AMENDMENT NO. 1

Delete Senate Committee Amendments No. 1 and No. 3 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 12, 2006.

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Marionneaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Ellington	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cain
Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Marionneaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1018—
BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:2178(B)(1)(b), (C)(1), (K)(introductory paragraph) and (1), and (M), relative to Sheriffs' Pension and Relief Fund; to provide for the calculation of final average compensation; to provide with respect to the funding of and limitations on cost-of-living increases; to provide for a one-time adjustment in benefits for certain members subject to limitations; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1029—
BY REPRESENTATIVE DORSEY AND SENATOR MCPHERSON AND COAUTHORED BY SENATORS CHEEK, ELLINGTON, FIELDS, B. GAUTREAU, HEITMEIER, JACKSON, JONES, AND ULLO
AN ACT

To amend and reenact R.S. 47:1061(B) and to enact R.S. 47:1061(C), relative to the telecommunications tax for the deaf; to provide for the use of monies in the Telecommunications for the Deaf Fund; to provide an effective date; and to provide for related matters.

The bill was read by title. Senator McPherson moved the final passage of the bill.

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Total - 37, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Table with 2 columns: Cravins, Total - 2, Lentini

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1082—

BY REPRESENTATIVE WALSWORTH AN ACT

To amend and reenact R.S. 44:4.1(B)(8) and to enact R.S. 17:81.9, relative to local public school boards; to require each city, parish, and other local public school board to develop and adopt certain policies with regard to hiring school employees, including certain contractors and other persons; to require applicants for employment to sign certain statements; to provide relative to the disclosure of certain information about such applicants; to exempt such disclosure from the public records law; to prohibit certain disclosure of such information and to provide that violation of such prohibition shall be a misdemeanor offense; to provide for penalties; to provide for the use of such information by local public school boards; to provide an effective date; and to provide for related matters.

The bill was read by title. Senator Kostelka moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Total - 38, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Table with 2 columns: Cravins, Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1083—

BY REPRESENTATIVES THOMPSON, BAYLOR, GLOVER, AND MONTGOMERY AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126 and R.S. 36:744(Z) and 801.19, relative to the creation of the Stage of Stars Museum in the Department of State; to provide relative to the governing authority of the museum, including its composition, powers, duties, responsibilities, meetings, employees, and officers; to provide for the adoption of rules, regulations, and fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Total - 36, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson, Michot, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Table with 3 columns: Cravins, Total - 3, Jackson, Mount

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1160—

BY REPRESENTATIVE FAUCHEUX AN ACT

To enact R.S. 33:103(C)(1)(I), relative to members of certain municipal planning commissions; to authorize the governing authority of certain municipalities to pay a per diem to members of the municipal planning commission; to provide for the rate of per diem and the number of meetings for which per diem is to be paid; and to provide for related matters.

The bill was read by title. Senator Amedee moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Total - 35		

NAYS

Total - 0

ABSENT

Cravins	Mount
Kostelka	Schedler
Total - 4	

The Chair declared the bill was passed. The title was read and adopted. Senator Amedee moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1225—
BY REPRESENTATIVE DOVE
AN ACT

To enact Subpart B-36 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.721, relative to certain economic development authorities; to provide relative to the membership of the governing board of any such authority; to provide relative to the qualifications of governing board members; to provide relative to the adoption of an annual budget by the authority; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cravins	Fontenot
Total - 2	

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1248—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 17:60, relative to city, parish, and other local public school board members; to provide that any city, parish, or other local public school board member who qualifies for any elective office shall not be required to vacate his school board office or resign from the school board; to provide for effectiveness; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1250—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 9:5607(A)(introductory paragraph), relative to preemptive periods; to provide for actions against real estate developers; and to provide for related matters.

The bill was read by title. Senator N. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Cravins
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1276—
BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 13:995.1(E), relative to the service charge on filings in civil cases and the security charge imposed in criminal cases as an additional fee in the Twenty-Fourth Judicial District Court; to provide for termination of the service charges upon completion of certain conditions; and to provide for related matters.

The bill was read by title. Senator Shepherd moved the final passage of the bill.

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Cravins, Kostelka.

The Chair declared the bill was passed. The title was read and adopted. Senator Shepherd moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1287—

BY REPRESENTATIVES GRAY, ALARIO, ALEXANDER, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BRUCE, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRAVINS, CURTIS, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, FARRAR, FAUCHEUX, FRITH, GALLOT, GLOVER, E. GUILLORY, HARRIS, HEATON, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNEY, LAFONTA, MARCHAND, MARTINY, MONTGOMERY, MORRELL, PIERRE, T. POWELL, QUEZAIRE, RICHMOND, ROMERO, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TUCKER, WALKER, WALSWORTH, WHITE, AND WINSTON

AN ACT

To enact R.S. 17:1687, relative to tuition exemptions at public postsecondary education institutions; to exempt certain persons previously in the state's foster care program from the payment of tuition and mandatory fee amounts at such institutions; to provide eligibility criteria; to provide for the duration of such exemptions; to provide for verification of foster care status; to provide for effectiveness; to provide relative to implementation; to provide definitions; and to provide for related matters.

The bill was read by title. Senator Broome moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, etc.

NAYS

Table with 2 columns: Name, Nays. Lists Kostelka.

ABSENT

Table with 2 columns: Name, Absent. Lists Cravins.

The Chair declared the bill was passed. The title was read and adopted. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1333—

BY REPRESENTATIVES CRAVINS AND M. GUILLORY AN ACT

To enact R.S. 48:602(I), relative to St. Landry Parish public works districts; to authorize the parish governing authority to abolish such districts; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists Mr. President, Dupre, Marionneaux, etc.

NAYS

Total - 0

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1378— (Substitute for House Bill No. 559 by Representative Hebert)

BY REPRESENTATIVE HEBERT AN ACT

To amend and reenact Children's Code Article 638, relative to children in need of care; to provide for service of the petition; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists Mr. President, Adley, Amedee, etc.

Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Cravins
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following House Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator B. Gautreaux asked that House Bill No. 761 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 761—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:62(5)(e)(i) and (ii), 148(D), 403(17), 416(A)(2), 422(C), 424(E), 446(A)(5)(i), and 605(B)(2)(b), to enact R.S. 11:446(A)(5)(k) and 543, and to repeal R.S. 11:417(B) and 453, relative to the Louisiana State Employees' Retirement System; to provide for the collection of benefits paid to a member but not due the member; to provide relative to employee contribution rates; to provide relative to membership selection and eligibility; to provide relative to rehired retirees; to provide relative to actuarial purchase of service credit; to provide relative to conversion of annual and sick leave; to provide for the Initial Benefit Option and eligibility therefor; to provide relative to public safety services employees upgrade of service credit; to repeal certain provisions relative to transfer of service credit and purchase of credit; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith

Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		
	NAYS	
Total - 0		
	ABSENT	
Cravins	Fields	
Total - 2		

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator B. Gautreaux asked that House Bill No. 1018 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1018—
BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:2178(B)(1)(b), (C)(1), (K)(introductory paragraph) and (1), and (M), relative to Sheriffs' Pension and Relief Fund; to provide for the calculation of final average compensation; to provide with respect to the funding of and limitations on cost-of-living increases; to provide for a one-time adjustment in benefits for certain members subject to limitations; and to provide for related matters.

The bill was read by title. Senator B. Gautreaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fontenot	Mount
Amedee	Gautreaux B	Murray
Bajoie	Gautreaux N	Nevers
Barham	Heitmeier	Quinn
Boasso	Hollis	Romero
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

NAYS

Total - 0

ABSENT

Cravins
Total - 2

The Chair declared the bill was passed. The title was read and adopted. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Jackson asked that House Bill No. 999 be called from the Calendar at this time for its final passage.

June 14, 2006

HOUSE BILL NO. 999—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 40:600.25(C) and 600.26(D)(5), relative to the Louisiana Housing Trust Fund; to provide for the levy of fees by the Louisiana Housing Finance Agency; to provide for the deposit of the fees into the Louisiana Housing Trust Fund; and to provide for related matters.

Floor Amendments Sent Up

Senator Jackson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Reengrossed House Bill No. 999 by Representative Hunter

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 23, 2006, on page 1, line 2, after "organizations" insert "and public housing authorities"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 23, 2006, on page 1, after line 9, insert the following:

"(3) The provisions of this Subsection shall not apply to any public housing authority."

On motion of Senator Jackson, the amendments were adopted.

The bill was read by title. Senator Jackson moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Cravins
Total - 1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 134 by Representative Martiny, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Martiny, Ansardi and Townsend.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1395 by Representative St. Germain, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives St. Germain, K. Carter and Kleckley.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 299—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 22:1068(C)(a) and (g), relative to the reduction of premium taxes paid by insurers who make qualified Louisiana investments; to provide that funds may be deposited in a savings bank or trust company; to remove the requirement that insurers deposit funds in certain financial institutions domiciled in Louisiana in order to qualify for the reduction in premium tax; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 393—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1497, relative to the requirement of a cost-benefit analysis for the procurement of professional, personal, consulting, and social services; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 358—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1482(A)(1)(b), relative to state contracts for professional, personal, consulting, and social services; to exempt certain consulting service contracts relating to acquisition of rights-of-way from certain general requirements for consulting contract procurements; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 383—
BY SENATOR DARDENNE

AN ACT

To amend and reenact Chapter 1 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 2 and consisting of R.S. 10:1-101 through 1-209, to be comprised of Parts 1 through 3 and consisting of R.S. 10:1-101 through 1-310, to amend and reenact R.S. 9:3306(12) and (26), 3353(A)(8), and 4770(B), R.S. 10:3-101 and 3-103(a)(10), R.S. 10:4-101, 4A-101, 4A-105(a)(6) and (7), 4A-106(a), and 4A-204(b), R.S. 10:5-101, 5-102(b), and 5-103(c), R.S. 10:7-101, R.S. 10:8-102(a)(10), and R.S. 10:9-102(a)(43), and to enact R.S. 10:5-102(a)(6.1), all relative to general provisions under the Louisiana Commercial laws; to revise the entirety of Chapter 1 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for when value is given; to provide for usages of trade; to provide for when actions are taken within a reasonable time; to provide for the relation to Electronic Signatures in Global and National Commerce Act; to provide for the territorial applicability of the commercial laws and the parties' power to choose applicable law; to provide for the variation of the commercial laws by agreement; to provide for obligation of good faith; to provide for prima facie evidence by third-party documents; to provide for performance or acceptance under reservation of rights; to provide for the option to accelerate at will; to provide for subordinated obligations; to provide for the correction of cross referenced citations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 215—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:154(A)(1), relative to unclaimed property; to reduce the time period under which travelers checks are presumed abandoned; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 137—
BY SENATORS DUPRE AND MURRAY

AN ACT

To amend and reenact R.S. 49:220.6, relative to the Louisiana Recovery Authority; to provide for the expenditure or disbursement of hazard mitigation grant funds; to provide for the expenditure or disbursement of such fund to certain parishes; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 122—
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:2588, relative to municipal employees laid off due to the hurricanes of 2005; to provide a preference for displaced municipal employees; to provide for a termination date after which the preference shall no longer apply; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 159—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact Section 7(B)(1) of Act No. 1225 of the 2003 Regular Session of the Legislature, relative to juvenile justice; to add Franklin Parish to the list of parishes that are to be provided with increased availability of alternative programs for adjudicated juveniles and with a community-based system of care for such juveniles residing in those listed parishes; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 317—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:2179, relative to the Sheriffs' Pension and Relief Fund; to provide with respect to benefit limits; to provide for maximum benefits; to provide for benefit adjustment based on age and years of service; to authorize the board of trustees to establish a trust for compliance with requirements of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 376—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 11:105(D), relative to provisions affecting more than one system; to provide for employer contributions; to provide for maintaining rates; to allow the Clerks' of Court Retirement and Relief Fund to reamortize certain unfunded accrued liabilities; to provide for approval of such reamortization; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 412—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 51:2133(A)(1) and (3) and (C), relative to the Child Performance Trust Act; to provide for the placing of a portion of gross earnings of a minor under contract for artistic or creative services in a trust account; to provide for financial institutions in which such a trust fund may be created; to provide for the charging of reasonable fees by a financial institution providing services as a fiduciary or trustee; to provide for which institutions operating in Louisiana may serve as a trustee of such a trust fund; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 622—
BY SENATOR ELLINGTON

AN ACT

To enact R.S. 33:1448(S), relative to group insurance; to provide for the payment of group insurance for certain retired sheriffs or deputy sheriffs who retired from the Franklin Parish Sheriffs' Office; and to provide for related matters.

Reported without amendments.

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SENATE BILL NO. 658—
BY SENATOR ROMERO

AN ACT

To enact R.S. 33:2495.1, relative to civil service; to provide relative to municipal fire and police civil service systems; to provide for continuance of certain municipal fire and police civil service systems under certain circumstances; to provide certain requirements, terms, and conditions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 744— (Substitute of Senate Bill No.24 by Senator Nevers)

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1552 (B)(6) and (7), relative to unemployment compensation; to provide with respect to contributions; to provide for reimbursement of unemployment compensation benefits charged to state and local governments and eligible nonprofit organizations during a gubernatorially declared disaster or emergency; to provide for deferment of payments; to provide for the waiver of penalty and interest; to provide for extended payment terms; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 640—
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:4711.1, relative to the sale of surplus movable property; to authorize Internet sales by political subdivisions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 643—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 13:996.52(A), relative to courts; to provide for the judicial expense fund for the Thirty-Eighth Judicial District Court; to increase court costs collected from a defendant who is convicted after trial, after plea of guilty, or who forfeits bond; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 95—
BY SENATOR BROOME

AN ACT

To enact R.S. 40:600.6(A)(4)(b)(x) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.27 and 600.28, relative to the Louisiana Housing Finance Agency; to create the Louisiana Habitat for Humanity Loan Purchase Program; to provide for the purposes, funding, and procedures of the loan purchase program; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 151—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 39:199(G), relative to information technology; to provide for a program for the acquisition of data processing equipment and software that allows small businesses to participate; to provide for the establishment of procedures and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 663—
BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 25:214.4, relative to the Vermilion Parish Library Board of Control; to provide for membership and representation on the board; to provide for duties and powers of the board; to provide for Senate confirmation; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 601—
BY SENATOR N. GAUTREAUX

AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, relative to museums; to establish the Louisiana Military Hall of Fame and Museum in the Department of State; to provide for location of the facility; to provide for a governing board, membership, appointment, and compensation; to provide for duties and powers of the board; to provide for operating funds and appropriations by the legislature; to provide for donations, loans, disposition of property, and use of collections; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 745— (Substitute of Senate Bill No. 516 by Senator Nevers)

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 23:1195(A)(5), relative to group self-insurance funds for workers' compensation; to provide with respect to authorization, trade or professional association and initial financial requirements; to provide for the location of arrangements to pool liabilities to employees on account of personal injury and occupational disease arising out of or incurred during the course and scope of the employment relationship; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 6—
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:1614, relative to fire protection; to require all mattresses and box springs sold in Louisiana to be fire retardant; to provide for open flame resistance standards; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 7—
BY SENATOR NEVERS

AN ACT

To amend and reenact Part XIV-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:557.21 and 557.22, relative to agricultural and seafood products; to require state agencies to assist the Department of Economic Development in the development, registration, and licensing of any trademark or label for use in promoting Louisiana agricultural and seafood products; to authorize the Department of Economic Development to sell licenses for such trademarks or labels; to create the Agricultural and Seafood Products Support Fund; to provide for the use of monies in the fund; to require the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 58—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2286.1(A) and (B), relative to environmental quality; to provide relative to the voluntary investigation and remediation of immovable property; to provide for a work plan; to provide for submittal and review of such plan; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 140—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 9:154(A)(3), relative to unclaimed property; to reduce the time period under which certain stocks and related distributions are presumed abandoned; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 27—
BY SENATOR DUPRE

A JOINT RESOLUTION

Proposing to amend Article VI, Section 42(A), and to add Article I, Section 4(G), of the Constitution of Louisiana; to provide relative to the taking of property; to provide relative to the compensation paid for certain takings of property; to provide relative to compensation paid for the taking of, or loss or damage to, property rights affected by certain hurricane protection or flood control activities, and for levees and levee drainage purposes; to provide that compensation for such takings shall be limited and governed by the Fifth Amendment of the United States Constitution; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 64—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:281(3) and (4), and to enact R.S. 38:249 and R.S. 49:213.10(D), relative to the taking of property; to provide relative to hurricane protection and flood control activities, and levees and levee drainage; to provide relative to the taking of property for certain purposes; to provide relative to compensation; to provide relative to determinations and limitations of the amount of compensation; to provide certain conditions, definitions, and procedures; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 292—
BY SENATORS FONTENOT, HINES, MOUNT, BAJOIE, NEVERS AND CHEEK AND REPRESENTATIVES SALTER, DORSEY, ALARIO, DEWITT, HAMMETT, JEFFERSON, RICHMOND AND RITCHIE

AN ACT

To enact R.S. 30:2014.5, relative to environmental quality, to authorize the secretary of the Department of Environmental Quality to develop and implement an expedited permitting processing program; to provide for legislative approval of rules; to provide for notice of expedited permit; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 49—
BY SENATOR MARIONNEAUX

AN ACT

To enact Code of Civil Procedure Article 2168, relative to courts, appellate procedure and opinions; to provide that opinions of the supreme court and courts of appeal shall be published; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 101—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 26:90(I) and (J) and 286(I) and (J), and to enact R.S. 26:90(K) and 286(K), relative to alcoholic beverages; to increase the penalties for selling alcoholic beverages to a minor; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 156—
BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the jurisdiction of city courts; to provide relative to the City Court of Winnsboro; to increase the jurisdictional amount in dispute in such court; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 169—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 13:969(G) and (I) and to enact R.S. 13:961(F)(1)(r), relative to court reporter fees in the Twenty-Ninth Judicial District Court; to authorize the judges en banc to set the fees for each page and for each copied page of transcribed testimony; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 181—
BY SENATOR JONES

AN ACT

To enact Subpart G of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2892.1 through 2892.9, relative to property adjudicated to a municipality; to provide for the authorization of the city of Monroe to adjudicate property; to provide for notice to the owner; to provide for the applicability to redemptive periods; to provide for a deposit of monies sufficient to cover the expenses of the sale, advertisement, taxes due and other costs associated with the sale; to provide for the sale or transfer of adjudicated property; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 214—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:2500(C)(1), relative to municipal courts; to provide for penalties for the violation of a municipal ordinance in New Orleans; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 226—
BY SENATOR N. GAUTREAUX

AN ACT

To repeal R.S. 13:2583(D), relative to constables; to remove the mandatory age requirement at which constables must retire; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 245—
BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2738.85, relative to the sales and use tax of political subdivisions; to authorize certain governing authorities of certain parishes to increase the rate of their sales tax if approved by the electorate of the parish; and to provide for related

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matters.

Reported with amendments.

SENATE BILL NO. 454—

BY SENATORS ELLINGTON AND SMITH
AN ACT

To enact Chapter 23-A of Title 3 of Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3751 and 3752, relative to the right of Louisiana farmers to supply Louisiana feedstock to renewable fuel manufacturing facilities operating in Louisiana; to encourage the use of Louisiana harvested crops in the production of renewable fuels in Louisiana; to require operators of renewable fuel manufacturing facilities to provide notice of operation and contact information for the purchase of Louisiana feedstock; to require the collection and dissemination of information regarding the purchases of Louisiana feedstock in the manufacture of renewable fuels; to require the collection and dissemination of information regarding the sales of renewable fuels by Louisiana manufacturers; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 241—

BY SENATOR SHEPHERD
AN ACT

To enact R.S. 9:2941.1, relative to contracts; to provide relative to bond for deed contracts; to provide relative to recording of such contracts; to prohibit interest for subsequent filings by or against the bond for deed purchaser; to provide for the cancellation of certain mortgage records after registry of the sale of a bond for deed under certain circumstances; to provide relative to cancellation of a bond for deed contract upon default; to provide relative to tax sales; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 269—

BY SENATOR DUPRE
AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to levees; to provide for the contract limit for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances; to provide for the sunset of such provision; to provide an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Appointment of Conference Committee
on Senate Bill No. 229**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 229: Senators Dupre, B. Gautreaux and Dardenne.

**Appointment of Conference Committee
on Senate Bill No. 451**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 451: Senators Broome, N. Gautreaux and Jackson.

**Appointment of Conference Committee
on Senate Bill No. 583**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of

considering the disagreement on Senate Bill No. 583: Senators Fontenot, Amedee and Murray.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 122—

BY SENATOR MCPHERSON
A RESOLUTION

To commend Patricia Angelico Faxon on more than thirty-two years of outstanding service and dedication to the state of Louisiana, the former Department of Health and Human Resources, and the Department of Health and Hospitals, more recently as the director of Legislative and Intergovernmental Relations, and to congratulate her on the occasion of her much deserved retirement.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 123—

BY SENATOR BARHAM
A RESOLUTION

To commend United States Senators Thad Cochran of Mississippi and Ken Salazar of Colorado for assisting Louisiana officials in securing \$58.25 million dollars for the recovery of the Louisiana criminal justice system.

On motion of Senator Barham, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 124—

BY SENATOR HINES
A RESOLUTION

To commend the staff members of the Louisiana Rural Water Association for their outstanding response to hurricanes Katrina and Rita.

On motion of Senator Hines, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 125—

BY SENATOR BROOME
A RESOLUTION

To request the Senate Select Committee on Women and Children to meet and form a task force to study the feasibility of prohibiting the sale of human eggs and to report its findings to the legislature prior to the convening of the 2007 Regular Session.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 126—

BY SENATOR BOASSO
A RESOLUTION

To commend Leoncio "Chris" Roussel for a lifetime of dedicated community service to the needy and elderly citizens of St. Bernard Parish and to pay tribute to his unselfish acts of kindness.

On motion of Senator Boasso, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 127—

BY SENATOR BOASSO
A RESOLUTION

To commend Samantha Perez on her numerous achievements and accomplishments and on receiving the prestigious "The Professor Mel Williams Award " for writing.

On motion of Senator Boasso, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 128—
BY SENATOR THEUNISSEN

A RESOLUTION

To express the support of the Louisiana Senate for and to urge and request continued participation in the America's Legislators Back to School Program, sponsored by the National Conference of State Legislatures (NCSL).

On motion of Senator Theunissen, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 129—
BY SENATOR BARHAM

A RESOLUTION

To urge and request the Louisiana Gaming Control Board to place a moratorium on the transfer of riverboat gaming licenses and authorizations to relocate a riverboat's licensed berth.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 130—
BY SENATOR BARHAM

A RESOLUTION

To urge and request the LSU Board of Supervisors to consider naming the appropriate building in honor and recognition of the first president of what would later become Louisiana State University, William Tecumseh Sherman.

On motion of Senator Barham, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 131—
BY SENATOR ROMERO

A RESOLUTION

To express the sincere condolences of the Senate of Louisiana upon the death of Allan B. Durand, former sheriff of St. Martin Parish, who died at age eighty-seven on June 10, 2006, in Lafayette, Louisiana.

On motion of Senator Romero, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 135—
BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Lamar Eugene Little, D.D.S., World War II Marine veteran, a practicing dentist in Winnsboro for more than sixty years, devoted husband, father, grandfather, and devout Christian.

The resolution was read by title. Senator Ellington moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Heitmeier	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dardenne	Malone	Uilo
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Cravins
Gautreaux N
Lentini
Marionneaux
Total - 4

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 136—
BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To continue and expand the purpose of the Atchafalaya Parkway Commission in its study for the need to construct and manage improvements to certain highways in the parishes of St. Martin and St. Landry, by including Iberia Parish in such study; to include representation of the parish government of Iberia on the commission; and to require the commission to make recommendations to the Senate and House committees on transportation, highways and public works prior to the commencement of the 2007 Regular Session.

The resolution was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 14, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 194—
BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to evaluate the impact of immigration on Louisiana laws and make recommendations to the legislature on those areas of laws which should be studied or make recommendations as to specific changes to existing laws or proposing the enactment of new laws, or both.

Reported favorably.

HOUSE BILL NO. 58—
BY REPRESENTATIVES DANIEL AND M. POWELL
AN ACT

To enact R.S. 44:12.1, relative to public records; to prohibit the use of only oral contacts and interviews for certain applicants for certain public positions; to provide for the examination, inspection, copying, or reproduction of certain specific records; to provide for penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 606—
BY REPRESENTATIVES LAMBERT, BRUNEAU, AND LANCASTER
AN ACT

To amend and reenact R.S. 43:31.1 and to enact R.S. 43:30, relative to printing of documents for and by entities of state government; to provide for the review of and recommendations regarding the

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scope and number of documents printed by or at the direction of state agencies; to provide for certain duties of the commissioner of administration relative to such review; to provide for certain determinations and reports by the commissioner of administration; to require certain documents to be sent to the commissioner of administration; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CHARLES D. JONES
Chairman

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

Senator McPherson, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 14, 2006

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 104—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to continue the panel of healthcare information technology and fiscal experts who were first convened in July, 2005 at the e-Health Information Summit meeting for the purpose of identifying and recommending a method for funding investments in health information technology in both public and private healthcare provider facilities, and to direct the panel to develop recommendations to encourage medical professionals to adopt health information technology in the delivery of publicly and privately funded health care services.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVE MORRISH
A CONCURRENT RESOLUTION

To urge and request the Office of Group Benefits to conduct a study of Health Access Louisiana (HAL), a proposal for health coverage reform in the state.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the current laws and regulations governing children in foster care in the state, to study the laws, regulations, and procedures which govern social workers charged with monitoring children in foster care, and to make recommendations for changes in the laws, rules, and procedures governing children in foster care in Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To continue and provide with respect to the Louisiana Public Mental Health Review Commission.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 246—
BY REPRESENTATIVES MORRISH AND STRAIN
A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to promptly transfer state general funds to the LSU School of Veterinary Medicine for arbovirus testing.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 259—
BY REPRESENTATIVE DURAND AND SENATOR JACKSON
A CONCURRENT RESOLUTION

To reestablish the framework for regional health care consortiums created pursuant to Senate Concurrent Resolution No. 95 of the 2004 Regular Session.

Reported favorably.

HOUSE BILL NO. 515—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact Part V of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1094 through 1097, relative to hospital service districts; to create the Parish Hospital Service District for the parish of Orleans; to provide that such district shall be divided into two separate areas; to provide for the creation of two separate governing boards for each such area and to provide for the membership of each such board; to provide for the powers, duties, functions, and responsibilities of the district and each governing board; to provide relative to per diem paid to governing board members; to provide for limitations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 693—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:972, 973(A), (C), (E), (F), (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A)(introductory paragraph) and (5), (B) through (E), and (G)(1) and (3), 976, 977, 984(introductory paragraph), 986(B)(introductory paragraph) and (3)(b), 988(A)(introductory paragraph), (B), and (C), 990(C), 992(A)(introductory paragraph), (B)(introductory paragraph), and (C) through (E), and 994, relative to controlled dangerous substances licenses; to provide for the transfer of the authority to issue licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy; to provide for a fee schedule; to provide for administrative and enforcement exceptions; and to provide for related matters.

Reported favorably

HOUSE BILL NO. 768—
BY REPRESENTATIVES STRAIN, PINAC, BADON, BARROW, FANNIN,
GREENE, HONEY, KENNEY, AND T. POWELL
AN ACT

To amend and reenact Section 2 of the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature and to enact R.S. 17:170.1(F), relative to immunizations; to provide relative to the implementation of the provisions of R.S. 17:170.1 relative to providing documentation of certain immunizations as enacted by the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1235—
BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(B), (C), (D), and (E) and to enact R.S. 37:1226.2 (A)(3), (F), (G), and (H), relative to prescription drug returns, exchanges, and redispensing; to allow

a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1382— (Substitute for House Bill No. 582 by Representative Crowe)
 BY REPRESENTATIVE CROWE
 AN ACT

To amend and reenact R.S. 40:1299.35.6(C)(1)(a) and to enact R.S. 40:1299.35.6(A)(5)(d) and (B)(1)(g), relative to the performance of abortions; to provide for informed consent requirements; to provide for publication of materials by the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1383— (Substitute for House Bill No. 875 by Representative Townsend)
 BY REPRESENTATIVE TOWNSEND
 AN ACT

To enact R.S. 40:4(A)(1)(c), relative to retail food establishments; to provide for rules and regulations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1404— (Substitute for House Bill No. 337 by Representative M. Guillory)
 BY REPRESENTATIVE M. GUILLORY
 AN ACT

To amend and reenact R.S. 40:1300.52(A)(1), (B)(1), (C), (D)(2), and (E) and to enact R.S. 40:1300.52(B)(3), relative to nonlicensed persons and licensed ambulance personnel; to provide for security checks; and to provide for related matters.

Reported favorably.

Respectfully submitted,
 JOE MCPHERSON
 Chairman

**House Bills and Joint Resolutions
 on Second Reading
 Reported by Committees**

Senator McPherson asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 58—
 BY REPRESENTATIVES DANIEL AND M. POWELL
 AN ACT

To enact R.S. 44:12.1, relative to public records; to prohibit the use of only oral contacts and interviews for certain applicants for certain public positions; to provide for the examination, inspection, copying, or reproduction of certain specific records; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 58 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 15, after "interviews" insert "of applicants considered"

AMENDMENT NO. 2

On page 1, line 17, after "provisions" delete the remainder of the line and insert "of this Section"

AMENDMENT NO. 3

On page 1, between lines 17 and 18, insert the following:

"(2)(a) Nothing in this Section shall prohibit oral contact prior to a person becoming an applicant or shall prohibit oral contact which may result in written documents.

(b) Nothing in this Paragraph shall require a particular method or procedure for filling vacancies as long as not exclusively by use of oral contact."

AMENDMENT NO. 4

On page 1, line 18, change "(2)" to "(3)"

On motion of Senator Jones, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 515—
 BY REPRESENTATIVE JEFFERSON
 AN ACT

To enact Part V of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1094 through 1097, relative to hospital service districts; to create the Parish Hospital Service District for the parish of Orleans; to provide that such district shall be divided into two separate areas; to provide for the creation of two separate governing boards for each such area and to provide for the membership of each such board; to provide for the powers, duties, functions, and responsibilities of the district and each governing board; to provide relative to per diem paid to governing board members; to provide for limitations; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 515 by Representative Jefferson

AMENDMENT NO. 1

On page 1, line 8, after "board;" delete the remainder of the line and at the beginning of line 9, delete "governing board members; and insert the following:

"to study the feasibility of establishing hospital facilities in the district;"

AMENDMENT NO. 2

On page 2, line 9, after "D." delete the remainder of the line, and at the beginning of line 10, delete "in this Part, a" and insert "The"

AMENDMENT NO. 3

On page 2, line 10, after "shall" delete "have" and delete lines 11 and 12 and insert the following:

"study the feasibility of building or acquiring and operating hospital facilities located within the district, and report its findings to the committees on health and welfare of the Senate and House of Representatives no later than March 1, 2007."

AMENDMENT NO. 4

On page 3, delete lines 24 through 28

AMENDMENT NO. 5

On page 4, at the beginning of line 1, change "E." to "D."

AMENDMENT NO. 6

On page 4, line 11, after "Commission;" delete the remainder of the line and insert "limitation"

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AMENDMENT NO. 7

On page 4, delete lines 12 through 26

AMENDMENT NO. 8

On page 4, at the beginning of line 27, delete "E."

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 606—

BY REPRESENTATIVES LAMBERT, BRUNEAU, AND LANCASTER
AN ACT

To amend and reenact R.S. 43:31.1 and to enact R.S. 43:30, relative to printing of documents for and by entities of state government; to provide for the review of and recommendations regarding the scope and number of documents printed by or at the direction of state agencies; to provide for certain duties of the commissioner of administration relative to such review; to provide for certain determinations and reports by the commissioner of administration; to require certain documents to be sent to the commissioner of administration; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 606 by Representative Lambert

AMENDMENT NO. 1

On page 2, between lines 4 and 5, insert the following:

"C.(1) No department, agency, official, or employee is required to comply with Subsections A of this Section nor is any needs assessment as provided in Subsection B of this Section required with regard to any document required by law or directed or requested by legislative resolution or with regard to any document that is published periodically and regularly provided that such documents are listed in the department's or agency's annual budget request along with the authority for the printing of the document, the number of documents printed, and the cost of the printing.

(2) However, all documents as provided in Paragraph (1) of this Subsection shall be considered in the report required in Subsection D of this Section."

AMENDMENT NO. 2

On page 2, line 5, change "C." to "D."

AMENDMENT NO. 3

On page 2, line 8, after "Affairs of" delete the remainder of the line and insert "his"

AMENDMENT NO. 4

On page 2, line 10, after "state," delete the remainder of the line and delete lines 11 and 12

AMENDMENT NO. 5

On page 2, line 13, change "D." to "E"

AMENDMENT NO. 6

On page 2, line 17, change "E." to "F." and after "apply to" delete the remainder of the line and delete line 18 and insert "any campuses, divisions, or institutions under the control of any constitutionally created higher education management board."

On motion of Senator Jones, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 693—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:972, 973(A), (C), (E), (F), (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A)(introductory paragraph) and (5), (B) through (E), and (G)(1) and (3), 976, 977, 984(introductory paragraph), 986(B)(introductory paragraph) and (3)(b), 988(A)(introductory paragraph), (B), and (C), 990(C), 992(A)(introductory paragraph), (B)(introductory paragraph), and (C) through (E), and 994, relative to controlled dangerous substances licenses; to provide for the transfer of the authority to issue licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy; to provide for a fee schedule; to provide for administrative and enforcement exceptions; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 768—

BY REPRESENTATIVES STRAIN, PINAC, BADON, BARROW, FANNIN, GREENE, HONEY, KENNEY, AND T. POWELL
AN ACT

To amend and reenact Section 2 of the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature and to enact R.S. 17:170.1(F), relative to immunizations; to provide relative to the implementation of the provisions of R.S. 17:170.1 relative to providing documentation of certain immunizations as enacted by the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1235—

BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(B), (C), (D), and (E) and to enact R.S. 37:1226.2 (A)(3), (F), (G), and (H), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1382— (Substitute for House Bill No. 582 by Representative Crowe)

BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 40:1299.35.6(C)(1)(a) and to enact R.S. 40:1299.35.6(A)(5)(d) and (B)(1)(g), relative to the performance of abortions; to provide for informed consent requirements; to provide for publication of materials by the Department of Health and Hospitals; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1383— (Substitute for House Bill No. 875 by Representative Townsend)

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 40:4(A)(1)(c), relative to retail food establishments; to provide for rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1383 by Representative Townsend

AMENDMENT NO. 1

On page 2, line 5, after "bartender." delete the remainder of the line, and delete lines 6 and 7

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1404— (Substitute for House Bill No. 337 by Representative M. Guillory)

BY REPRESENTATIVE M. GUILLORY
AN ACT

To amend and reenact R.S. 40:1300.52(A)(1), (B)(1), (C), (D)(2), and (E) and to enact R.S. 40:1300.52(B)(3), relative to nonlicensed persons and licensed ambulance personnel; to provide for security checks; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

**Privilege Report of the
Legislative Bureau**

June 14, 2006

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 58—

BY REPRESENTATIVES DANIEL AND M. POWELL
AN ACT

To enact R.S. 44:12.1, relative to public records; to prohibit the use of only oral contacts and interviews for certain applicants for certain public positions; to provide for the examination, inspection, copying, or reproduction of certain specific records; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 126—

BY REPRESENTATIVES TOOMY AND MARTINY AND SENATORS JONES AND LENTINI
AN ACT

To enact R.S. 13:48, relative to the salary of judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for an increase in the salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 157—

BY REPRESENTATIVE K. CARTER
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(c), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 269—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 47:841(F), relative to tobacco products; to establish the Tobacco Regulation Enforcement Fund as a special fund in the state treasury; to provide for the deposit, investment, and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 318—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 22:1484(10), relative to insurance; to provide for prohibiting the use of credit information that would increase expiring premiums for policies that renew during a certain period; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 370—

BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 42:851(Q), relative to state group insurance; to provide with respect to certain contributions for premiums for certain persons taking an early retirement pursuant to Act No. 194 of the 2004 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 515—

BY REPRESENTATIVE JEFFERSON
AN ACT

To enact Part V of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1094 through 1097, relative to hospital service districts; to create the Parish Hospital Service District for the parish of Orleans; to provide that such district shall be divided into two separate areas; to provide for the creation of two separate governing boards for each such area and to provide for the membership of each such board; to provide for the powers, duties, functions, and responsibilities of the district and each governing board; to provide relative to per diem paid to governing board members; to provide for limitations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 606—

BY REPRESENTATIVES LAMBERT, BRUNEAU, AND LANCASTER
AN ACT

To amend and reenact R.S. 43:31.1 and to enact R.S. 43:30, relative to printing of documents for and by entities of state government; to provide for the review of and recommendations regarding the scope and number of documents printed by or at the direction of state agencies; to provide for certain duties of the commissioner of administration relative to such review; to provide for certain determinations and reports by the commissioner of administration; to require certain documents to be sent to the commissioner of administration; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 693—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:972, 973(A), (C), (E), (F), (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A)(introductory paragraph) and (5), (B) through (E), and (G)(1) and (3), 976, 977, 984(introductory paragraph), 986(B)(introductory paragraph) and (3)(b), 988(A)(introductory

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paragraph), (B), and (C), 990(C), 992(A)(introductory paragraph), (B)(introductory paragraph), and (C) through (E), and 994, relative to controlled dangerous substances licenses; to provide for the transfer of the authority to issue licenses from the Department of Health and Hospitals to the Louisiana Board of Pharmacy; to provide for a fee schedule; to provide for administrative and enforcement exceptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 708—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 27:392(B)(2)(b), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the use of a portion of such monies to support functions of the Louisiana Racing Commission; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 768—
BY REPRESENTATIVES STRAIN, PINAC, BADON, BARROW, FANNIN,
GREENE, HONEY, KENNEY, AND T. POWELL
AN ACT

To amend and reenact Section 2 of the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature and to enact R.S. 17:170.1(F), relative to immunizations; to provide relative to the implementation of the provisions of R.S. 17:170.1 relative to providing documentation of certain immunizations as enacted by the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 807—
BY REPRESENTATIVE KENNARD
AN ACT

To enact R.S. 33:1572(A)(2)(d), relative to operating expenses for the coroner's office in East Baton Rouge Parish; to require the assessment of a fee in all criminal cases, including traffic violations, in all courts in East Baton Rouge Parish; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 851—
BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2186(A) and to enact R.S. 30:2011(D)(25), relative to reviews and determination conducted by the Department of Environmental Quality; to provide for request for reviews of certain immovable property; to provide for reviews and determinations of environmental media; to provide for fees; to provide for authority to promulgate rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 877—
BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 30:2014(D)(5), relative to solid waste; to provide for fees collected from certain solid waste facilities; to authorize the secretary of the Department of Environmental Quality to promulgate rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1235—
BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(B), (C), (D), and (E) and to enact R.S. 37:1226.2 (A)(3), (F), (G), and (H), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1382— (Substitute for House Bill No. 582 by Representative Crowe)
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 40:1299.35.6(C)(1)(a) and to enact R.S. 40:1299.35.6(A)(5)(d) and (B)(1)(g), relative to the performance of abortions; to provide for informed consent requirements; to provide for publication of materials by the Department of Health and Hospitals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1383— (Substitute for House Bill No. 875 by Representative Townsend)
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 40:4(A)(1)(c), relative to retail food establishments; to provide for rules and regulations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1399— (Substitute for House Bill No. 974 by Representative Gray)
BY REPRESENTATIVE GRAY
AN ACT

To enact Part VIII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:5001 through 5003, relative to inclusionary zoning for affordable housing; to authorize and permit any municipality or parish with land use or zoning ordinances or regulations to adopt ordinances for inclusionary zoning for affordable housing; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1404— (Substitute for House Bill No. 337 by Representative M. Guillory)
BY REPRESENTATIVE M. GUILLORY
AN ACT

To amend and reenact R.S. 40:1300.52(A)(1), (B)(1), (C), (D)(2), and (E) and to enact R.S. 40:1300.52(B)(3), relative to nonlicensed persons and licensed ambulance personnel; to provide for security checks; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Bills and Joint Resolutions were read by title and passed to a third reading.

Rules Suspended

Senator Schedler asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 1130 from the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1130—

BY REPRESENTATIVES RICHMOND, ARNOLD, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DANIEL, DARTEZ, DORSEY, FANNIN, FRITH, GALLOT, GLOVER, GRAY, HEBERT, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, KENNEY, LAFONTA, MARCHAND, MCDONALD, MORRELL, PIERRE, QUEZAIRE, RITCHIE, ROMERO, ST. GERMAIN, AND THOMPSON

AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.101 through 9039.112, relative to local and regional economic development; to provide for the creation of local and regional economic development districts that may operate on a local, municipal, parish, or multiparish basis to promote economic development statewide; to provide for definitions; to provide for the appointment of members to the board of the local and regional economic development districts; to provide for the boards' functions, powers, and duties; to authorize the boards to exercise the power of taxation, levy assessments on property, and collect certain fees; to authorize the districts to undertake certain projects for the promotion of local and regional economic development activities; to provide procedures for the issuance of bonds, notes, certificates, or other evidences of indebtedness; and to provide for related matters.

On motion of Senator Schedler, the bill was read by title and passed to a third reading.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 14, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 67—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 33:130.532(A)(2)(e) and 130.535(D)(1)(g), relative to the Hopkins Street Economic Development District; to provide for the board of commissioners and the senate member who serves on the board; to provide with respect to projects constructed in the district; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 178—

BY SENATOR KOSTELKA AND REPRESENTATIVES THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 14:95(K), relative to illegal carrying and discharge of weapons; to provide for certain exemptions from the prohibition of carrying concealed weapons for retired justices and judges who are qualified annually by the Council on Peace Officer Standards and Training; and to provide for related matters.

SENATE BILL NO. 221—

BY SENATOR MOUNT

AN ACT

To enact R.S. 33:4699.1(D), relative to commercial and residential development in the city of Lake Charles; to provide for commercial and residential development of certain lakefront property in the city of Lake Charles, subject to voter approval; to authorize the calling of a special election by the city; to provide for a separate election for any gaming operations; and to provide for related matters.

SENATE BILL NO. 237—

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:136(A)(1)(a) and (b), relative to state mineral leases; to require certain payments to the office of mineral resources to be paid by check or electronic wire transfer; and to provide for related matters.

SENATE BILL NO. 238—

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:209.1(B) and 213(A), relative to the State Mineral Board; to allow for the use of certain confidential geological information and data; to provide for certain conditions, procedures and penalties; and to provide for related matters.

SENATE BILL NO. 246—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:1519.6(C) and to repeal R.S. 47:8051 through 8060, relative to common payment methodology for hospitals; to provide for the adoption by the Department of Health and Hospitals of a Medicaid common payment methodology; to repeal the Healthcare Affordability Act; and to provide for related matters.

SENATE BILL NO. 490—

BY SENATOR BARHAM AND REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 33:2337(D), relative to municipalities and parishes; to provide for mutual aid between local law enforcement agencies responding to a disaster; and to provide for related matters.

SENATE BILL NO. 578—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:703(D), relative to investment advisers; to provide for the registration of investment advisers; to provide requirements for registration; to require written examination; to provide exceptions from such written examination; and to provide for related matters.

SENATE BILL NO. 621—

BY SENATOR MURRAY

AN ACT

To enact R.S. 9:2800(H), relative to limitations of liability for public entities; to provide for a limitation of liability for public bodies when damage is a result of conditions caused by either hurricanes Katrina or Rita; to provide terms and conditions; to provide for the expiration of such limitation of liability; to provide for retroactivity of such limitation of liability; and to provide for related matters.

SENATE BILL NO. 623—

BY SENATOR SMITH

AN ACT

To enact R.S. 33:3838, relative to inspections of small community public water systems; to provide for definitions; to provide relative to engineering fees; to provide relative to time frames for approvals; and to provide for related matters.

SENATE BILL NO. 634—

BY SENATOR CRAVINS

AN ACT

To enact R.S. 40:401.11, relative to municipal and parish housing authorities; to provide for membership and representation on the board; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 654—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 33:9038.27(B), (C), (F)(1), (H), and (I) and to enact R.S. 33:9038.27(J), relative to sales tax increment finance in the city of Lake Charles; to provide for the

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boundaries of a certain district in the city of Lake Charles; to provide for such district to utilize sales tax increment financing of the costs and expenses associated with certain commercial or residential development; and to provide for related matters.

SENATE BILL NO. 659—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:130.105(A), relative to the Morehouse Economic Development District; to increase the maximum rate of ad valorem tax which the district is authorized to levy; and to provide for related matters.

SENATE BILL NO. 681—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2116(A), (B)(2) and the introductory paragraph of (D)(2), relative to the moratorium on beds in nursing facilities; to provide for facility need review; to extend the moratorium on beds in nursing facilities; and to provide for related matters.

SENATE BILL NO. 733—
BY SENATORS BROOME, CRAVINS, CAIN AND ROMERO

AN ACT

To amend and reenact R.S. 22:2044, relative to certain indemnity trust funds; to provide authority for indemnification or payment for physical damage and collision coverage arising from the operation of tow trucks; and to provide for related matters.

SENATE BILL NO. 635—
BY SENATORS DUPRE AND DARDENNE

AN ACT

To amend and reenact R.S. 49:214.32(B) and (D), and 214.41(A)(6), to enact R.S. 49:214.22(8), 214.32(C)(8), and 214.41(A)(7), and to repeal R.S. 49:214.51, relative to coastal resources; to provide relative to coastal resources management; to provide relative to the coastal zone; to provide relative to coastal zone management; to provide certain terms, conditions, definitions, requirements, functions, and procedures; to repeal the Louisiana Coastal Restoration Fund; to provide for an effective date; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Privilege Report of the Committee on
Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 14, 2006

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 115—
BY SENATORS MICHOT, MOUNT, ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CHEEK, CRAVINS, DARDENNE, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HOLLIS, JACKSON, LENTINI, MALONE, MURRAY, NEVERS, ROMERO, SCHEDLER, SHEPHERD, SMITH AND ULLO AND REPRESENTATIVE ROBIDEAUX

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Economic

Development to administer the Quality Jobs Program to assist companies meeting the qualifications for the program as provided by La. R.S. 51:2451 et seq., attempting to recover from physical or economic damage or destruction caused by wind, water, fire, business interruption, or criminal acts as a direct result of damage caused by hurricanes Katrina or Rita resulting in a reduction in the number of their employees and the reduction, termination or suspension of their business, by considering "new direct job" to include the employees who are hired or rehired in the companies' efforts to resume or increase operations in this state following the damage caused by hurricanes Katrina or Rita.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS

June 14, 2006

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 25—
BY SENATOR CAIN

AN ACT

To enact R.S. 14:116.1, relative to flag burning; to create the crime of flag burning as it relates to the United States flag; to provide for exceptions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 37—
BY SENATOR B. GAUTREAUX AND REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:2254(B), relative to the Firefighters' Retirement System; to provide with respect to credit for previous service; to provide for interest applicable to repayment of refunded contributions; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 256—
BY SENATOR ADLEY

AN ACT

To enact Part XVI of Chapter 3 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:681, relative to motor vehicles; to require postaccident drug testing for certain persons involved in a fatal collision; and to provide for related matters.

SENATE BILL NO. 384—
BY SENATOR HOLLIS

AN ACT

To enact R.S. 9:3534.5, relative to the Louisiana Consumer Credit Law; to provide for the assignment of certain debts; to provide for collection of debts owed to a credit grantor; to provide procedures for such collections; to provide for the validity of the debt owed; to provide for definitions; to provide for the registration agencies; to provide for registration; and to provide for related matters.

SENATE BILL NO. 468—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact Section 3(9)(a) and (b) and (19)(c) and (d) and to enact Section 3(19)(e) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 570 of the 1992 Regular Session of the Legislature and Act No. 562 of the 2003 Regular Session of the Legislature, relative to St.

Tammany Parish Hospital Service Districts Nos. 1 and 2; to provide relative to the authority of the boards to enter into certain employment contracts; and to provide for related matters.

SENATE BILL NO. 469—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 33:4575, 4575.1(A) and (C) and 4575.3(7) and R.S. 47:322.37(B)(1), relative to recreational facilities; to rename the East St. Tammany Events Center District to the Northshore Harbor Center District; to provide for term limits for members of the board of commissioners; to provide for membership on the board of commissioners; and to provide for related matters.

SENATE BILL NO. 473—

BY SENATOR KOSTELKA

AN ACT

To amend and reenact Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature, relative to expropriation; to extend the quick-take authority of certain municipalities for certain purposes for three years; and to provide for related matters.

SENATE BILL NO. 529— (Duplicate of House Bill No. 848)

BY SENATOR JACKSON AND REPRESENTATIVE WINSTON AND COAUTHORED BY SENATORS BAJOIE, HINES AND MOUNT AND REPRESENTATIVES SALTER, ALARIO, DEWITT, DORSEY, HAMMETT, HUTTER, JEFFERSON AND RICHMOND

AN ACT

To enact R.S. 29:766(G) and R.S. 40:2009.25, relative to nursing home emergency preparedness; to provide for the declaration of a state public health emergency; to provide for requirements of emergency preparedness plans in certain parishes; to provide for the evaluation of such plans; to create and provide for the content of the Nursing Home Emergency Preparedness Review Committee; to provide for rules and regulations; to provide for application to existing law; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 552—

BY SENATOR MICHOT

AN ACT

To enact R.S. 51:702(21), (22), and (23), relative to securities; to define certain terms for purposes of the Louisiana Securities Law; and to provide for related matters.

SENATE BILL NO. 560—

BY SENATOR SCHEDLER AND REPRESENTATIVE BURNS

AN ACT

To enact Part X of Title 19 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 19:351 through 355, relative to expropriation of property; to authorize certain parishes to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 584—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:703(G) (introductory paragraph), 705(D)(2), 706(A) and the introductory paragraph of 706(D), 708(3), 709(15), and 724, relative to securities; to provide for technical changes to the Louisiana Securities Law; to provide for the transmittal of certain registration fees; to exempt certain securities; to clarify the payment of any fees and charges collected by the commissioner; and to provide for related matters.

SENATE BILL NO. 641— (Substitute for Senate Bill 96 by Senator Michot)

BY SENATORS MICHOT AND MOUNT AND REPRESENTATIVE SCALISE

AN ACT

To enact Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1445, relative to Internet fraud; to prohibit use of the Internet to obtain

identifying information of another person for a fraudulent purpose; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 642—

BY SENATORS ELLINGTON, ADLEY, AMEDEE, BOASSO, CAIN, CRAVINS, DARDENNE, DUPRE, FONTENOT, B. GAUTREUX, HOLLIS, LENTINI, MALONE, MARIONNEAUX, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 37:3103(A)(3), (3.1), and (4), relative to auctioneers; to redefine the terms "auction," "auction house," and "auctioneer"; and to provide for related matters.

SENATE BILL NO. 699—

BY SENATOR BAJOIE AND REPRESENTATIVES BARROW, BAUDOIN, BAYLOR, GLOVER, GRAY, KATZ, LAMBERT, RITCHIE AND WINSTON

AN ACT

To amend and reenact R.S. 49:149.61(D)(7), relative to the Rev. Avery C. Alexander Plaza; to extend the existence of the Rev. Avery C. Alexander Memorial Commission; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 746— (Substitute of Senate Bill No. 537 by Senator Broome)

BY SENATOR BROOME AND REPRESENTATIVE DORSEY

AN ACT

To amend and reenact R.S. 39:13(D) and to enact R.S. 28:826 and R.S. 39:13(E), relative to state facilities; to provide for the proceeds from the sale or lease of movable and immovable property previously operated by the office for citizens with developmental disabilities within the Department of Health and Hospitals; to create the Community and Family Support System Fund as a special fund in the state treasury; to provide for deposit and use of monies in the fund; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 292—

BY REPRESENTATIVES WADDELL AND M. POWELL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Health Sciences Center (LSUHSC) to develop a regional forensics facility for north Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 294—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To commend the Gathering of Eagles project and to urge and request that all Eagle Scouts in the Southeast Council of the Boy Scouts of America join the Gathering of Eagles.

and asked that the President of the Senate affix his signature to the same.

June 14, 2006

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House
SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS

June 14, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

HOUSE BILL NO. 284—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 37:683(B)(3) and 693(B)(4)(b), relative to the professional engineering and land surveying board; to provide for expiration of appointments; to provide for minimum requirements for licensure; and to provide for related matters.

HOUSE BILL NO. 414—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Code of Civil Procedure Article 1916, relative to judgments; to provide for the preparation of judgments; to provide delays; to provide for the signing of judgments; and to provide for related matters.

HOUSE BILL NO. 448—

BY REPRESENTATIVE MARCHAND
AN ACT

To enact R.S. 9:3509.4, relative to deferments on loans; to authorize the expenditure of funds during certain emergencies or disasters to facilitate communication of certain information; to require a lender to obtain written approval of borrowers prior to certain deferments granted due to a declared disaster or emergency; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 604—

BY REPRESENTATIVES M. POWELL, LANCASTER, AND SCHNEIDER
AND SENATOR DARDENNE
AN ACT

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to eliminate the January election date for bond, tax, and other proposition elections; and to provide for related matters.

HOUSE BILL NO. 1203—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 42:1102(22)(a)(introductory paragraph), relative to ethics; to provide the definition of "thing of economic value" for the purposes of the Code of Governmental Ethics; to exclude certain pharmaceutical samples, medical devices, medical foods, and infant formulas under certain limited circumstances from such definition; and to provide for related matters.

HOUSE BILL NO. 1266—

BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact Code of Civil Procedure Article 2640 and 2721(A), relative to executory proceedings; to delete inconsistent provisions relative to service of the notice of demand for payment; and to provide for related matters.

HOUSE BILL NO. 1314—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 22:191(5)(d) and (e), (14)(introductory paragraph), and (18)(b), 192(A)(5) and (B), 195, and 197(C)(1) and to enact R.S. 22:191(5)(f), 192(C), 197(D)(5), and 200.1, relative to viatical settlements; to provide with respect to definitions; to provide relative to revocation or denial of licensure as a viatical settlement provider, viatical settlement broker, or viatical settlement investment agent; to provide with respect to prohibited practices; to provide relative to fraud prevention and control; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 1341—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 40:2268.2, relative to the Southeast Regional Criminalistics Laboratory Commission; to provide relative to the domicile of the commission; to authorize the commission to contract with an existing public or private laboratory; and to provide for related matters.

HOUSE BILL NO. 1366— (Substitute for House Bill No. 168 by Representative Jack Smith)

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(A)(2)(a), relative to orders for costs and fines; to provide that orders for costs and fines are deemed to be civil money judgments in the same manner as provided for orders for restitution; and to provide for related matters.

HOUSE BILL NO. 1367— (Substitute for House Bill No. 618 by Representative Martiny)

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph) and (7)(a), relative to the Video Draw Poker Devices Control Law; to provide for the determination of the number of video draw poker devices operated at truck stops based upon average annual fuel sales; to provide for the operation of twenty-five video draw poker devices at new truck stop facilities for ninety days without average fuel sale requirements; to provide for average monthly fuel sales determinations followed by annual average fuel sale determinations after twelve months of operation; and to provide for related matters.

HOUSE BILL NO. 1389— (Substitute for House Bill No. 1288 by Representative Gray)

BY REPRESENTATIVE GRAY AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 33:4175, relative to public power authorities; to provide relative to the purpose and governing board of certain public power authorities; to provide relative to the powers granted to such authorities; and to provide for related matters.

HOUSE BILL NO. 1393— (Substitute for House Bill No. 489 by Representative Jefferson)

BY REPRESENTATIVES JEFFERSON, GALLOT, AND LANCASTER
AN ACT

To enact R.S. 18:135.1, relative to voter registration; to require the secretary of state to examine issues related to changing the close of voter registration and to report to the House and Senate Governmental Affairs Committees whether it would be feasible to change the voter registration deadline; to authorize the secretary of state to develop and implement a plan relative to changing the voter registration deadline if he reports that it is feasible to do so; to require and provide for gubernatorial and legislative approval of such plan prior to implementation; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, June 15, 2006, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Thursday, June 15, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk

